



This is a digital copy of a book that was preserved for generations on library shelves before it was carefully scanned by Google as part of a project to make the world's books discoverable online.

It has survived long enough for the copyright to expire and the book to enter the public domain. A public domain book is one that was never subject to copyright or whose legal copyright term has expired. Whether a book is in the public domain may vary country to country. Public domain books are our gateways to the past, representing a wealth of history, culture and knowledge that's often difficult to discover.

Marks, notations and other marginalia present in the original volume will appear in this file - a reminder of this book's long journey from the publisher to a library and finally to you.

### Usage guidelines

Google is proud to partner with libraries to digitize public domain materials and make them widely accessible. Public domain books belong to the public and we are merely their custodians. Nevertheless, this work is expensive, so in order to keep providing this resource, we have taken steps to prevent abuse by commercial parties, including placing technical restrictions on automated querying.

We also ask that you:

- + *Make non-commercial use of the files* We designed Google Book Search for use by individuals, and we request that you use these files for personal, non-commercial purposes.
- + *Refrain from automated querying* Do not send automated queries of any sort to Google's system: If you are conducting research on machine translation, optical character recognition or other areas where access to a large amount of text is helpful, please contact us. We encourage the use of public domain materials for these purposes and may be able to help.
- + *Maintain attribution* The Google "watermark" you see on each file is essential for informing people about this project and helping them find additional materials through Google Book Search. Please do not remove it.
- + *Keep it legal* Whatever your use, remember that you are responsible for ensuring that what you are doing is legal. Do not assume that just because we believe a book is in the public domain for users in the United States, that the work is also in the public domain for users in other countries. Whether a book is still in copyright varies from country to country, and we can't offer guidance on whether any specific use of any specific book is allowed. Please do not assume that a book's appearance in Google Book Search means it can be used in any manner anywhere in the world. Copyright infringement liability can be quite severe.

### About Google Book Search

Google's mission is to organize the world's information and to make it universally accessible and useful. Google Book Search helps readers discover the world's books while helping authors and publishers reach new audiences. You can search through the full text of this book on the web at <http://books.google.com/>





J

87

.07c



PUBLISHED BY AUTHORITY.

THE  
JOURNAL OF THE HOUSE

OF THE

LEGISLATIVE ASSEMBLY

OF THE

STATE OF OREGON

FOR THE

EIGHTEENTH REGULAR SESSION.

1895.

SALEM, OREGON:  
W. H. LEEDS, STATE PRINTER.  
1895.



## **ERRATA.**

On page 33, in the canvass of the vote for governor, it is incorrectly stated that the general election of 1894 was held on the eighth day of June. The election referred to was held on the fourth day of June, 1894. The secretary of state having no authority to change the wording of the journal, the clause was copied and printed as it appears in the original house journal manuscripts.

Other errors appearing in the journal are exact copies of the original house journal manuscripts as furnished by the chief clerk and approved by the committee appointed to examine and correct the journal.

H. R. KINCAID,  
Secretary of State.





## OFFICERS OF THE HOUSE.

---

*Speaker*—Hon. C. B. Moores -----Salem, Marion county  
*Chief Clerk*—R. E. Moody-----Portland, Multnomah county  
*Assistant Clerk*—A. V. R. Snyder -----Dallas, Polk county  
*Reading Clerk*—G. R. Hughes-Forest Grove, Washington county  
*Calendar Clerk*—H. T. McClallen -----Roseburg, Douglas county  
*Sergeant-at-Arms*—M. L. Wilmot-----Springfield, Lane county  
*Doorkeeper*—C. L. Parmenter-----Salem, Marion county  
*Upstairs Doorkeeper*—M. P. Isenberg--The Dalles, Wasco county  
*Mailing Clerk*—J. A. Peckham -----LaFayette, Yamhill county  
*Page*—Gussie J. Russell-----Oswego, Clackamas county  
*Page*—Paul Vandersol -----Salem, Marion county  
*Page*—John Porter -----Salem, Marion county

## MEMBERS OF THE HOUSE.

---

- Baker*—John C. Young.  
*Benton*—T. H. Cooper.  
*Clackamas*—F. L. Mintie, G. O. Rinearson, C. B. Smith.  
*Clatsop*—C. J. Curtis, C. F. Lester.  
*Columbia*—T. J. Cleeton.  
*Coos*—Thomas Buckman.  
*Crook*—A. R. Lyle.  
*Douglas*—J. E. Blundell, J. T. Bridges, C. A. Sehlbrede.  
*Gilliam*—J. E. David.  
*Jackson*—Geo. W. Dunin, J. A. Jeffrey, S. M. Nealon.  
*Josephine*—R. G. Smith.  
*Lane*—Charles H. Baker, M. J. Hillegas, S. L. Moorhead.  
*Linn*—J. H. Scott, T. Fleming Smith, W. A. Templeton.  
*Malheur*—I. W. Hope.  
*Marion*—Henry L. Barkley, J. L. Calvert, David Craig, E. Hofer, C. B. Moores.  
*Morrow*—J. S. Boothby.  
*Multnomah*—S. C. Beach, W. E. Burke, B. P. Cardwell, Clarence Cole, J. M. Long, John McCracken, George T. Myers, O. F. Paxton, E. H. Thompson.  
*Polk*—D. L. Keyt, Ira S. Smith.  
*Umatilla*—E. J. Davis, J. S. Gurdane, George Shutrum.  
*Union*—C. D. Huffman, J. A. Wright.  
*Wallowa*—J. A. Burleigh.  
*Washington*—H. V. Gates, Charles F. Tigard, C. P. Yates.  
*Yamhill*—J. T. Gowdy, Calvin Stanley.  
*Benton and Lincoln*—John D. Daly.  
*Coos and Curry*—Frank A. Stewart.  
*Grant and Harney*—Orin L. Patterson.  
*Klamath and Lake*—Virgil Conn.  
*Sherman and Wasco*—T. R. Coon, T. H. McGreer.  
*Tillamook and Yamhill*—H. G. Guild.

## HOUSE STANDING COMMITTEES.

---

*Agriculture*—Craig, Dunn, Keyt.

*Alcoholic Traffic*—Tigard, Hope, Nealon.

*Assessment and Taxation*—Long, Conn, Patterson, Burke, David.

*Banking and Insurance*—Hofer, Templeton, Paxton.

*Capitol Building and Grounds*—Blundell, Calvert, Buckman.

*Claims*—Smith of Linn, Cooper, Hillegas.

*Commerce*—McCraken, Lester, Daly, Cardwell, Templeton.

*Corporations*—Bridges, Cardwell, Tigard.

*Counties*—Lyle, Templeton, Hope, McGreer, Shutrum.

*Education*—Barkley, Blundell, Cleeton, Conn, Jeffrey.

*Elections*—Beach, Baker, Smith of Clackamas, Patterson, Buckman.

*Engrossed Bills*—Sehlbrede, Moorhead, Smith of Linn.

*Enrolled Bills*—Gates, Hofer, Stanley.

*Federal Relations*—Smith of Polk, McCracken, Huffman.

*Fisheries and Game*—Lester, Myers, Coon, Bridges, Stewart.

*Food and Dairy Products*—Yates, Rinearson, Smith of Polk.

*Horticulture*—Coon, Yates, Rinearson.

*Indian Affairs*—Cooper, Gowdy, Gurdane.

*Internal Improvements*—Cleeton, Mintie, McGreer.

*Irrigation*—Davis, Wright, Conn.

*Judiciary*—Paxton, Long, Sehlbrede, Smith of Josephine, Cole.

*Labor*—Stanley, Curtis, Mintie.

*Manufactures*—Scott, Davis, Nealon.

*Medicine and Pharmacy*—Smith of Clackamas, Calvert, Smith of Linn.

*Military Affairs*—Baker, Mintie, Yates.

*Mining*—Dunn, Scott, Young.

HOUSE STANDING COMMITTEES—CONCLUDED.

*Penal, Reformatory, and Charitable Institutions*—Myers, Gurdane, Burleigh.

*Printing*—Curtis, Beach, Guild.

*Public Lands*—Thompson, Blundell, Caldwell, Shutrum, Stewart.

*Public Morals*—Boothby, Barkley, Burleigh.

*Public Library*—Keyt, Cole, Lyle.

*Railways and Transportation*—Smith of Josephine, Gates, Daly, Thompson, Guild.

*Roads and Highways*—David, Craig, Huffman, Conn, Cleeton.

*Rules and Joint Rules*—Jeffrey, Hillegas, Calvert.

*Salaries and Mileage*—Moorhead, Patterson, Gowdy.

*Salary of State and County Officers*—Daly, Keyt, Long.

*Statistics and Immigration*—Young, Boothby, Burke.

*Ways and Means*—Wright, Gates, Paxton, Smith of Polk, Hofer.

# HOUSE JOURNAL.

---

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 14, 1895. }

This being the day fixed by law of the state of Oregon for the meeting of the legislative assembly, the members of the house of representatives of the eighteenth legislative assembly of the state of Oregon met in the hall of the house this Monday, January 14, 1895, and at 11 o'clock a. m. were called to order by Hon. D. C. Sherman, chief clerk of the house for its seventeenth biennial session.

Hon. George T. Myers was placed in nomination for temporary speaker by Hon. O. F. Paxton, and no further nominations being made, the nominations were declared closed.

Mr. Myers having received a majority of the votes cast, was declared duly elected temporary speaker of the house of representatives, and upon assuming the chair announced that the next business in order would be the election of a temporary chief clerk.

Mr. D. C. Sherman was placed in nomination by Mr. McCracken, and no further nominations being made, the nominations were closed, and upon a ballot being taken, Mr. Sherman, having received a majority of all votes cast, was declared duly elected temporary chief clerk.

On motion of Mr. Paxton, the speaker appointed the following committee on credentials: Messrs. Paxton, Moorhead, Nealon, Curtis, and Blundell.

On motion of Mr. Moorhead, the house adjourned until 2:30 o'clock p. m.

---

## AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 14, 1895. }

The house met and was called to order pursuant to adjournment by the temporary speaker, Hon. George T. Myers.

The committee on credentials submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 14, 1895. }

*Mr. Speaker:*

Your committee on credentials would respectfully report that we have examined the credentials of the persons claiming to be members of this body, and find the following named gentlemen to be entitled to seats in this house:

- Baker county—John C. Young.
- Benton county—T. H. Cooper.
- Clackamas county—F. L. Mintie, G. O. Rinearson, C. B. Smith.
- Clatsop county—C. J. Curtis, C. F. Lester.
- Columbia county—T. J. Cleeton.
- Coos county—Thomas Buckman.
- Crook county—A. R. Lyle.
- Douglas county—J. E. Blundell, J. T. Bridges, C. A. Sehlbrede.
- Gilliam county—J. E. David.
- Jackson county—Geo. W. Dunn, J. A. Jeffrey, S. M. Nealon.
- Josephine county—R. G. Smith.
- Lane county—Charles H. Baker, M. J. Hillegas, S. L. Moorhead.
- Linn county—J. H. Scott, T. Fleming Smith, W. A. Templeton.
- Malheur county—I. W. Hope.
- Marion county—Henry L. Barkley, J. L. Calvert, David Craig, E. Hofer, C. B. Moores.
- Morrow county—J. S. Boothby.
- Multnomah county—S. C. Beach, W. E. Burke, B. P. Cardwell, Clarence Cole, J. M. Long, John McCracken, George T. Myers, O. F. Paxton, E. H. Thompson.
- Polk county—D. L. Keyt, Ira S. Smith.
- Umatilla county—E. J. Davis, J. S. Gurdane, George Shutrum.
- Union county—C. D. Huffman, J. A. Wright.
- Wallowa county—J. A. Burleigh.
- Washington county—H. V. Gates, Charles F. Tigard, C. P. Yates.
- Yamhill county—J. T. Gowdy, Calvin Stanley.
- Benton and Lincoln counties—John D. Daly.
- Coos and Curry counties—Frank A. Stewart.
- Grant and Harney counties—Orin L. Patterson.
- Klamath and Lake counties—Virgil Conn.



Sherman and Wasco counties—T. R. Coon, T. H. McGreer.  
Tillamook and Yamhill counties—H. G. Guild.

Respectfully submitted.

O. F. PAXTON,  
S. L. MOORHEAD,  
J. E. BLUNDELL,  
C. J. CURTIS,  
S. M. NEALON,  
Committee.

On motion of Mr. McCracken, the report of the committee on credentials was adopted.

Mr. Paxton moved that a committee of three be appointed to wait upon the secretary of state, or chief justice, and invite him to administer the oath of office to members.

The motion prevailed.

Messrs. Paxton, Moorhead, and Coon were named as such committee.

The committee retired, and in a short time thereafter appeared with secretary of state, Hon. H. R. Kincaid, who administered the oath of office to the members of the house, each of whom signed the same.

On motion of Mr. McCracken, the house proceeded to organize by the election of a speaker, chief clerk, journal clerk, reading clerk, calendar clerk, and a sergeant-at-arms.

For speaker, Mr. Paxton placed in nomination Mr. C. B. Moores of Marion county.

Mr. Jeffrey placed in nomination Mr. F. A. Stewart of Coos county.

There being no further nominations, the roll was called.

Those voting for Mr. Moores were: Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Burke, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, and Yates—51.

Those voting for Mr. Stewart were: Messrs. Buckman, Burleigh, Huffman, Jeffrey, Moores, Nealon, and Young—7.

Absent—Messrs. Conn and Stewart—2.

Mr. Moores having received a majority of all the votes cast was declared duly elected speaker of the house.

Mr. Wright moved that a committee of two be appointed to conduct the speaker-elect to the chair.

The motion prevailed.

Messrs. Wright and McCracken were appointed by the temporary speaker as such committee.

The speaker-elect was conducted to his seat by the committee, and the oath of office was administered by Hon. H. R. Kincaid, secretary of state.

For chief clerk, Mr. Paxton placed in nomination Mr. Ralph E. Moody of Multnomah county.

Mr. Burleigh placed in nomination Mr. Welborn Beeson of Jackson county.

There being no further nominations the roll was called.

Those voting for Mr. Moody were: Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Burke, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, and Mr. Speaker—52.

Those voting for Mr. Beeson were: Messrs. Buckman, Burleigh, Huffman, Jeffrey, Nealon, Stewart, and Young—7.

Absent—Mr. Conn—1.

Mr. Moody having received a majority of all the votes cast was declared duly elected chief clerk of the house.

For assistant clerk, Mr. Smith of Polk placed in nomination Mr. A. V. R. Snyder of Polk county.

There being no further nominations, the roll was called.

Those voting for Mr. Snyder were: Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, and Mr. Speaker—56.

Absent—Messrs. Buckman, Conn, Jeffrey, and Young—4.

Mr. Snyder having received a majority of all the votes cast was declared duly elected assistant clerk of the house.

For reading clerk, Mr. Patterson placed in nomination Mr. Geo. R. Hughes of Washington county.

Mr. Jeffrey placed in nomination Mr. John J. Roberts of Marion county.

There being no further nominations, the roll was called.

Those voting for Mr. Hughes were: Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Burke, Calvert, Cardwell,

Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, and Mr. Speaker—51.

Those voting for Mr. Roberts were: Messrs. Buckman, Burleigh, Huffman, Jeffrey, Nealon, and Young—6.

Absent—Messrs. Conn, Patterson, and Stewart—3.

Mr. Hughes having received a majority of all the votes cast was declared duly elected reading clerk of the house.

For calendar clerk, Mr. Sehlbrede placed in nomination Mr. H. T. McClallen of Douglas county.

There being no further nominations, the roll was called.

Those voting for Mr. McClallen were: Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—58.

Absent—Messrs. Conn and Huffman—2.

Mr. McClallen having received a majority of all the votes cast was declared duly elected calendar clerk of the house.

For sergeant-at-arms, Mr. Baker placed in nomination Mr. M. L. Wilmot.

There being no further nominations, the roll was called.

Those voting for Mr. Wilmot were: Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, and Mr. Speaker—58.

Absent—Messrs. Conn and Young—2.

Mr. Wilmot having received a majority of all the votes cast was declared duly elected sergeant-at-arms of the house.

The election of officers being completed, the oath of office was

administered to the chief clerk, journal clerk, reading clerk, calendar clerk, and sergeant-at-arms.

Mr. Paxton introduced house resolution No. 1.

#### HOUSE RESOLUTION NO. 1.

*Resolved*, That the rules of the last house of representatives of this state be and they hereby are adopted as the rules of this house until the house shall further order.

On motion of Mr. Paxton, the resolution was adopted.

Mr. Paxton introduced house resolution No. 2.

#### HOUSE RESOLUTION NO. 2.

*Resolved*, That the committee on ways and means of this house be instructed to report into the house the general appropriation bill not later than one week prior to the date of final adjournment.

Mr. Hofer moved that the word "two" be substituted for the word "one" in the resolution.

The motion prevailed.

The resolution as amended was adopted.

Mr. Moorhead introduced house resolution No. 3.

#### HOUSE RESOLUTION NO. 3.

*Resolved*, That the reporters of the various newspapers be invited to seats within the bar of the house, and that the sergeant-at-arms be instructed to provide for their convenience.

On motion of Mr. Moorhead, the resolution was adopted.

Mr. Myers introduced house resolution No. 4.

#### HOUSE RESOLUTION NO. 4.

*Resolved*, That the speaker appoint three pages, a mailing clerk, one doorkeeper, and two upstairs doorkeepers.

On motion of Mr. Paxton, the resolution was amended to read one upstairs doorkeeper.

The resolution as amended was adopted.

Mr. Smith of Polk introduced house resolution No. 5.

#### HOUSE RESOLUTION NO. 5.

*Resolved*, That all state officers, ex-state officers, as well as all ex-senators and ex-representatives of the state of Oregon, be and hereby are invited to seats within the bar of the house.

On motion of Mr. Smith, the resolution was adopted.

Mr. Cole introduced house resolution No. 6.

HOUSE RESOLUTION NO. 6.

*Resolved*, That each member and officer be furnished five copies of such daily or weekly newspapers as he may select during the session.

On motion of Mr. Smith of Josephine, the resolution was indefinitely postponed.

Mr. Moorhead introduced house concurrent resolution No. 1.

HOUSE CONCURRENT RESOLUTION NO. 1.

*Resolved by the House, the Senate concurring*, That a committee of five, consisting of three of the house and two of the senate, be appointed to confer as to compensation of officers and employes of the two houses during the present session.

On motion of Mr. Long, the resolution was laid on the table.

Mr. Baker moved that a committee of five be appointed to establish the compensation of house officers.

The motion prevailed.

Mr. Smith of Polk introduced house resolution No. 7.

HOUSE RESOLUTION NO. 7.

*Resolved*, That the committee on judiciary be allowed two clerks; that the committee on assessment and taxation be allowed two clerks; that the committee on engrossed bills be allowed four clerks; that the committee on enrolled bills be allowed four clerks; that the committee on ways and means be allowed two clerks; and that all other standing committees of the house be allowed one clerk, and that no committee be allowed additional clerical assistance without permission from the house.

On motion of Mr. Hofer, the resolution was laid on the table.

Mr. McCracken moved that a committee of three be appointed to wait upon the senate and inform that body that the house is fully organized.

The motion prevailed.

Messrs. McCracken, Hillegas, and Smith of Linn were appointed as such committee.

On motion of Mr. Smith of Linn, the house adjourned until Tuesday, January 15, 1895, at 10 o'clock a. m.

R. E. MOODY,  
Chief clerk.

TUESDAY, JANUARY 15, 1895.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 January 15, 1895. }

The house was called to order, pursuant to adjournment, at 10 o'clock a. m. by the speaker.

The roll was called, and all the members were present, except Messrs. Burke, Guild, and Hope.

The journal of Monday, January 14th, was read, and on motion of Mr. Myers was approved.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
 SALEM, Oregon, }  
 January 15, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that the senate has effected a permanent organization by electing the following officers: Hon. Joseph Simon, president; Walter Sinclair, chief clerk; A. W. Severance, assistant clerk; J. M. Stott, calendar clerk; J. B. Huntington, reading clerk; C. B. Crosno, sergeant-at-arms; J. D. Irvine, doorkeeper; L. H. Arneson, mailing clerk.

And the senate is now organized and ready for the transaction of business.

WALTER SINCLAIR,  
 Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
 SALEM, Oregon, }  
 January 15, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that the senate has adopted senate concurrent resolution No. 1, informing his excellency, the governor, of the organization of both houses.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
 Chief clerk.



SENATE CONCURRENT RESOLUTION NO. 1.

*Resolved by the Senate, the House concurring,* That a committee of two on the part of the senate and three on the part of the house be appointed to inform his excellency, the governor, that both houses are now organized and ready to receive any communication he has to make.

On motion of Mr. Paxton, the resolution was concurred in.

The speaker appointed Messrs. Paxton, Wright, and Baker as such committee on the part of the house.

The speaker named as pages of this house Gussie J. Russell, Paul Vandersol, and John Porter.

Mr. Myers introduced house concurrent resolution No. 2.

HOUSE CONCURRENT RESOLUTION NO. 2.

*Resolved by the House, the Senate concurring,* That a special committee of three from the house and two from the senate be appointed to meet with a like committee to be appointed by the legislature of the state of Washington to look after the fishing industries on the Columbia river, and regulate the laws governing the same with uniform laws, and that the clerk be instructed to notify the legislature of the state of Washington of such action.

On motion of Mr. Lester, the resolution was referred to the committee on fisheries when appointed.

Mr. Cleeton introduced house concurrent resolution No. 3.

HOUSE CONCURRENT RESOLUTION NO. 3.

*Resolved by the House, the Senate concurring,* That a committee of three on the part of the house and two on the part of the senate be appointed to examine the books and accounts of the board of commissioners for the sale of school and university lands, with power to employ the necessary clerical aid.

On motion of Mr. Cleeton, the resolution was adopted.

Mr. Smith of Josephine introduced house resolution No. 8.

HOUSE RESOLUTION NO. 8.

Whereas it has been charged in some of the public prints that irregularities and improper practices were resorted to in connection with the late adoption of schoolbooks; therefore, be it

*Resolved,* That the speaker appoint a special committee of three to make a thorough investigation of all matters connected with the adoption of schoolbooks and making of contracts therefor,

with power to send for persons and papers, and to do all things necessary to ascertain the facts.

Mr. Smith of Josephine moved that the resolution be adopted. The motion was lost.

Mr. Burke introduced house concurrent resolution No. 4.

#### HOUSE CONCURRENT RESOLUTION NO. 4.

*Resolved by the House, the Senate concurring,* That a committee of three on the part of the house and two on the part of the senate be appointed to visit the public works in the state, including the jetty at the mouth of the Columbia river and the locks at the cascades, with power to employ the necessary clerical aid and report to the legislature.

Mr. Burke moved that the resolution be adopted.

Mr. Stewart demanded the ayes and nays.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Beach, Boothby, Bridges, Burke, Cardwell, Cleeton, Cole, Conn, Coon, Curtis, Long, Lyle, McGreer, Patterson, Rinearson, Smith of Josephine, Templeton, and Thompson—19.

Nays—Messrs. Barkley, Blundell, Buckman, Burleigh, Calvert, Cooper, Craig, Daly, David, Gates, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, McCracken, Mintie, Moorhead, Nealon, Paxton, Sehlbrede, Shutrums, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Tigard, Wright, Yates, Young, and Mr. Speaker—36.

Absent—Messrs. Davis, Dunn, Gowdy, Myers, and Scott—5.

The motion was lost.

On motion of Mr. Moorhead, the courtesies of the house were extended to Hon. A. G. Hovey of Lane county, and he was invited to a seat within the bar.

Mr. Sehlbrede introduced house joint memorial No. 1.

#### HOUSE JOINT MEMORIAL NO. 1.

*To the Honorable the Congress of the United States:* We, your memorialists, the legislative assembly of the state of Oregon, in legislature assembled, would respectfully represent that,—Whereas, there is a large section of farming and timber lands lying along the Umpqua river above the present shipping port, viz., Scottsburg, and up said river to a point some ten miles above Elkton on said river, that with reasonable facilities for exporting products can be brought into active and profitable agricultural and lumbering interests; and, whereas, the said Umpqua river can be made navigable with a reasonable expenditure to a point at

or near the said Elkton, and some fifty miles from the mouth of said river; therefore, be it

*Resolved*, That our senators and representatives in congress be instructed to use their utmost endeavors to secure an appropriation from the general government for the purpose of opening a channel, where necessary, to insure safe navigation of the said Umpqua river to a point at or near the town of Elkton, in Douglas county, Oregon, said amount to be determined by proper surveys, or as may have been determined by former surveys.

*Resolved*, That the governor be instructed to forward copies of this memorial to each of our senators and representatives in congress.

Mr. McCracken reported that the committee appointed to inform the senate that the house was fully organized, had performed that duty.

Mr. Smith of Polk introduced house concurrent resolution No. 5.

#### HOUSE CONCURRENT RESOLUTION NO. 5.

*Resolved by the House, the Senate concurring*, That a committee consisting of three on the part of the house and two on the part of the senate be appointed to examine the books and accounts of the state treasurer, with power to employ the necessary clerical aid.

The committee from the senate, Messrs. Huston and Gesner, came in and stated that they were ready to act with the house committee in waiting on the governor.

Messrs. Paxton, Wright, and Baker of the house asked leave of absence to wait on the governor, which was granted.

On motion of Mr. Long, the house adjourned until 2 o'clock p. m.

---

#### AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 15, 1895. }

The house was called to order at 2 o'clock p. m., pursuant to adjournment, by the speaker.

Mr. Smith of Polk moved that house concurrent resolution No. 5 be made a special order of business at 3 o'clock tomorrow.

The motion prevailed.

Mr. Myers introduced house concurrent resolution No. 6.

## HOUSE CONCURRENT RESOLUTION NO. 6.

*Resolved by the House, the Senate concurring,* That a committee of three on the part of the house and two on the part of the senate be appointed to examine the books and accounts of the management of the state penitentiary, with power to employ the necessary clerical aid, and report immediately.

Mr. Paxton offered an amendment providing that clerical aid be allowed, not to exceed five dollars per day.

Mr. Myers accepted the amendment.

Mr. Long moved that the resolution be laid on the table.

The motion prevailed.

Mr. Long introduced house resolution No. 9.

## HOUSE RESOLUTION NO. 9.

*Resolved,* That the speaker of the house appoint a special committee of five, to whom all resolutions of the house shall be referred for consideration and recommendation, and report to the house as to the advisability of adopting or rejecting the same, and that said committee have leave to report at any time.

On motion of Mr. Long, the resolution was adopted.

Mr. Paxton, of the committee appointed under senate concurrent resolution No. 1, reported that the committee had waited upon his excellency, the governor, and also upon the governor-elect, and that they were ready to meet the joint assembly at 10:30 o'clock on Wednesday, January 16th.

On motion of Mr. Myers, the report was adopted and the committee discharged.

Mr. Paxton gave notice that on tomorrow he would propose and move an amendment to rule 8 of the house, changing the number of the committee on ways and means from three to five.

Mr. Blundell introduced house resolution No. 10.

## HOUSE RESOLUTION NO. 10.

*Resolved,* That the secretary of state be and hereby is authorized to furnish two hundred two-cent stamps and one hundred newspaper wrappers to each member and officer of the house.

On motion of Mr. Blundell, the resolution was adopted.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 15, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate

has adopted senate concurrent resolution No. 8, relative to adopting joint rules.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

SENATE CONCURRENT RESOLUTION NO. 8.

*Be it resolved by the Senate, the House concurring,* That the following rules be adopted as the joint rules of the house and senate for the eighteenth regular session:—

Rule 1. While bills or joint resolutions are on their passage between the two houses they shall be on paper, under the signature of their clerks, respectively.

Rule 2. After a bill or joint resolution shall have passed both houses it shall be duly enrolled on paper, and the clerk of the house where it originated shall indorse on the back thereof the house in which it originated, under which he shall place his signature.

Rule 3. Every bill or joint resolution, after being enrolled, shall be examined by the joint committee on enrolled bills, consisting of at least two members from each house, who shall compare the same with the engrossed bills, and correct any errors they may discover, so as to make it agree therewith, and make their reports forthwith to their respective houses.

Rule 4. And the president of the senate and the speaker of the house of representatives shall, before signing any bills or joint resolutions, notify their respective houses that they are about to do so, and every bill and joint resolution reported to have been duly enrolled shall be first signed by the speaker of the house of representatives, who shall send the same to the senate, then signed by the president of the senate.

Rule 5. All bills and joint resolutions shall be signed by the speaker of the house of representatives and the president of the senate in their houses respectively, when in session, which shall be carefully noted on the journals of each house.

ANY PAPER OR PAPERS.

Rule 6. When any paper or papers proposed to be acted upon by both houses shall come before either, the house before which such paper or papers are laid shall, after acting thereupon, lay it or them before the other house.

COMMITTEE OF CONFERENCE.

Rule 7. In case of disagreement between the two houses, after passing the usual formalities, each house shall appoint, at

the request of the other, two members to act as a committee of conference, which committee shall meet, endeavor to compromise the matter in dispute, and report to each house their proceedings thereon.

#### DUTY OF SERGEANT-AT-ARMS.

Rule 8. In all cases where the sergeant-at-arms of either house, by reason of official engagements or other causes, be unable to execute the commands or process of the house in which he is an officer, it shall be the duty of the sergeant-at-arms of the other house to execute such commands, together with such process as may be directed to him by the presiding officer thereof.

Rule 9. When a message is sent to the house of representatives, or senate, it shall be announced at the door by the sergeant-at-arms, or doorkeeper, and shall be respectfully communicated to the chair by the person by whom sent.

#### MESSAGES SENT TO THE SENATE OR HOUSE.

Rule 10. Messages shall be sent by such officers of the senate or house as the president of the senate or speaker of the house of representatives may designate for that purpose.

#### NO BILLS SENT ON LAST TWO DAYS.

Rule 11. No bill which shall have passed one house shall be sent for concurrence to the other on either of the last two days of the session.

#### BILLS AND RESOLUTIONS TO BE NUMBERED.

Rule 12. The president of the senate and speaker of the house of representatives shall cause the clerk of each house to number the bills and resolutions originating in their respective houses.

#### MESSAGES, BILLS, RESOLUTIONS, OR MEMORIALS TO BE READ IMMEDIATELY.

Rule 13. All messages from one house to the other, and all resolutions, or memorials accompanying, which require action on the part of the house receiving the same, shall be read immediately after their reception, unless a member has the floor, or a bill, resolution, or other document is being read, and in such case as soon as the member shall yield the floor or reading of such document is completed. In case of reading of resolutions, the presiding officer of the house receiving the same for concurrence shall announce: "You have heard the reading of the res-



olution; what is the pleasure of the house, or senate?" as the case may be.

Mr. Paxton moved that the resolution be printed, and that it be made a special order of business for 4 o'clock p. m. Thursday.

The motion prevailed.

Mr. Tigard introduced house resolution No. 11.

#### HOUSE RESOLUTION NO. 11.

*Resolved*, That each representative be furnished a copy of the last house and senate journal and a copy of Hill's code and the session laws of last session.

On motion of Mr. Tigard, the resolution was adopted.

Mr. David introduced house resolution No. 12.

#### HOUSE RESOLUTION NO. 12.

*Resolved*, That no new bill shall be introduced within five days of the end of the session.

Mr. Hofer moved that the resolution be referred to the committee on resolutions.

The motion prevailed.

Mr. Cooper introduced house concurrent resolution No. 7.

#### HOUSE CONCURRENT RESOLUTION NO. 7.

*Resolved by the House, the Senate concurring*, That a committee of three, two on the part of the house and one on the part of the senate, be appointed to examine the books and papers of the secretary of state, with power to employ necessary clerical aid, and make due report to the legislature.

On motion of Mr. Hofer, the resolution was referred to the committee on resolutions.

Mr. Myers introduced house resolution No. 13.

#### HOUSE RESOLUTION NO. 13.

*Resolved*, That the ministers of the different denominations of this state be invited to open the morning sessions with prayer, they to make their own arrangements, but no compensation is to be paid for such services by the house.

On motion of Mr. Myers, the resolution was adopted.

Mr. Sehlbrede introduced house concurrent resolution No. 8.

#### HOUSE CONCURRENT RESOLUTION NO. 8.

Whereas there have recently been circulated throughout the state grave and scandalous charges against the officers and management of the Oregon state insane asylum; therefore, be it

*Resolved*, That a committee of three on the part of the house and two on the part of the senate be appointed to investigate and report regarding the same; and that said committee have power to call for papers and compel the attendance of witnesses, to administer oaths, and to punish on refusal to obey the orders or processes of said committee, and to employ necessary clerical aid.

On motion of Mr. Hofer, the resolution was referred to the committee on resolutions.

Mr. Cole introduced house concurrent resolution No. 9.

#### HOUSE CONCURRENT RESOLUTION NO. 9.

*Resolved by the House, the Senate concurring*, That a committee of three on the part of the house and two on the part of the senate be appointed to visit the state university, the state normal school, and the agricultural college at Corvallis, and report the result of their investigation.

Mr. Paxton moved to amend that clerks shall not be paid more than five dollars per day.

Mr. Hofer moved an amendment to the amendment making the pay of clerks three dollars per day.

The amendment to the amendment prevailed.

The resolution was referred to the committee on resolutions.

Mr. Smith of Josephine gave notice that tomorrow he would introduce an amendment to the house rules.

On motion of Mr. Myers, the courtesies of the house were extended to Hon. Geo. P. Frank, mayor of Portland, and he was invited to a seat within the bar.

Mr. Cole introduced house concurrent resolution No. 10.

#### HOUSE CONCURRENT RESOLUTION NO. 10.

*Resolved by the House, the Senate concurring*, That a committee of three on the part of the house and two on the part of the senate be appointed to examine the books, accounts, and records of the state military board, with power to employ the necessary clerical aid.

The resolution was referred to the committee on resolutions.

Mr. Lester introduced house joint resolution No. 1.

#### HOUSE JOINT RESOLUTION NO. 1.

*Resolved by the House, the Senate concurring*, That a committee of five be appointed, three on the part of the house and two on the part of the senate, to frame a memorial to congress urging the United States Government to undertake the construction of the

Nicaragua canal, and that the committee be instructed to report as soon as possible.

On motion of Mr. Lester, the resolution was adopted.

Mr. Burke introduced house concurrent resolution No. 11.

#### HOUSE CONCURRENT RESOLUTION NO. 11.

*Resolved by the House, the Senate concurring,* That a committee of three from the house and two from the senate be appointed to submit a joint memorial to the United States congress on the subject of foreign immigration.

On motion of Mr. Burke, the resolution was adopted.

Mr. Smith of Josephine introduced house concurrent resolution No. 12.

#### HOUSE CONCURRENT RESOLUTION NO 12.

*Resolved by the House, the Senate concurring,* That a committee of four on the part of the house and three on the part of the senate be appointed as a committee of investigation, the duties of which shall be to determine and recommend as to the investigation of the state officers and state institutions, and the necessity and need thereof, and the most economical and expeditious methods.

The resolution was referred to the committee on resolutions.

Mr. Smith of Josephine moved that the courtesies of the house be extended to Hon. R. A. Booth, and he was invited to a seat within the bar.

Mr. Myers introduced house resolution No. 14.

#### HOUSE RESOLUTION NO. 14.

*Resolved,* That each member and officer of the house be furnished four copies of such daily and weekly newspapers as he may select during the session.

On motion, the resolution was laid upon the table.

Mr. Gowdy moved that the action of the house whereby house resolution No. 6 was indefinitely postponed be reconsidered.

The motion prevailed.

The question recurring upon the original motion of yesterday to indefinitely postpone house resolution No. 6, the ayes and nays were demanded by Mr. Sehlbrede.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Beach, Boothby, Burleigh, Calvert, Conn, Craig, Dunn, Hillegas, Jeffrey, Lyle, McCracken, Nealon, Paxton, Sehlbrede, Young, and Mr. Speaker—17.

Nays—Messrs. Barkley, Blundell, Bridges, Buckman, Burke, Cardwell, Cleeton, Cole, Coon, Cooper, Curtis, Daly, David, Davis, Gates, Gowdy, Guild, Gurdane, Hofer, Hope, Huffman, Keyt, Lester, Long, McGreer, Mintie, Moorhead, Myers, Patterson, Rinearson, Scott, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, and Yates—41.

Absent—Messrs. Smith of Clackamas and Wright—2.

Mr. Barkley moved to amend the resolution by striking out the word "five" and inserting the word "two."

Mr. Hofer moved to amend the amendment, making the number three.

The amendment to the amendment prevailed.

Mr. Daly moved the previous question.

The motion prevailed.

Mr. Sehlbrede demanded the ayes and nays on the resolution as amended.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Curtis, Daly, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hope, Huffman, Lester, Long, McGreer, Mintie, Moorhead, Myers, Patterson, Rinearson, Scott, Shutrum, Stanley, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, and Yates—43.

Nays—Messrs. Boothby, Conn, Craig, David, Hofer, Jeffrey, Keyt, Lyle, McCracken, Nealon, Paxton, Sehlbrede, Smith of Clackamas, Smith of Polk, Young, and Mr. Speaker—16.

Absent—Mr. Stewart—1.

The resolution as amended was adopted.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 15, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has adopted senate concurrent resolution No. 2, calling a joint convention for canvassing the vote for governor.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

## SENATE CONCURRENT RESOLUTION NO. 2.

*Resolved*, That the senate and house meet in joint convention in the hall of the house of representatives Wednesday, January 16, 1895, at 10:30 o'clock a. m., for the purpose of canvassing the vote for governor, and to hear such communication as the governor may desire to make, and the inaugural address of the governor-elect.

On motion of Mr. Paxton, the house concurred in the resolution.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 15, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has adopted senate concurrent resolution No. 3, providing for a joint committee to investigate the Oregon soldiers' home.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

## SENATE CONCURRENT RESOLUTION NO. 3.

*Resolved by the Senate, the House concurring*, That a committee of five be appointed, consisting of two senators and three representatives, to investigate the building and management of the Oregon soldiers' home at Roseburg; that said committee be empowered to send for persons and papers, and to employ the necessary clerical assistance.

On motion of Mr. Hofer, the resolution was referred to the committee on resolutions.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 15, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has adopted senate concurrent resolution No. 4, for a joint committee to examine the books of the secretary of state.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

## SENATE CONCURRENT RESOLUTION NO. 4.

*Resolved by the Senate, the House concurring,* That a joint committee of two on the part of the senate and three on the part of the house be appointed to examine the books and accounts of the secretary of state, and that the committee be authorized to appoint sufficient clerical aid for that purpose.

Referred to the committee on resolutions.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 15, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that the senate has adopted senate concurrent resolution No. 5, providing for the appointment of a joint committee to examine the books of the state land department.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

## SENATE CONCURRENT RESOLUTION NO. 5.

*Resolved by the Senate, the House concurring,* That a committee, consisting of two on the part of the senate and three on the part of the house, be appointed to examine the books and accounts of the board of commissioners for the sale of school and university lands, with power to employ the necessary clerical aid; *provided,* that the per diem of the clerical assistance employed by said committee shall not exceed five dollars per day.

On motion of Mr. Hofer, the resolution was referred to the committee on resolutions.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 15, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that the senate has adopted senate concurrent resolution No. 6, for a joint committee to examine into the affairs of the penitentiary.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

## SENATE CONCURRENT RESOLUTION NO. 6.

*Resolved by the Senate, the House concurring,* That a committee of two on the part of the senate and three on the part of the house be appointed to examine into the affairs of the penitentiary, with authority to employ such clerical aid as is required in said undertaking.

Mr. Paxton moved that the resolution be amended so that no clerk shall receive for compensation more than five dollars per diem.

Mr. Daly moved to amend the amendment so that no clerk shall receive as compensation more than three dollars per diem.

The amendment to the amendment prevailed.

Mr. Hofer moved an amendment that the clerks be limited to two.

The amendment prevailed.

The resolution was referred to the committee on resolutions.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 15, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has adopted senate concurrent resolution No. 7, for a joint committee to examine into the management of the insane asylum.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

## SENATE CONCURRENT RESOLUTION NO. 7.

*Resolved by the Senate, the House concurring,* That a committee of two on the part of the senate and three on the part of the house be appointed to examine into the management of the insane asylum, with authority to send for persons and papers, and to employ clerical assistance.

Mr. Paxton moved to amend the resolution by limiting the compensation of clerks to five dollars a day.

Mr. Daly moved an amendment to the amendment to limit compensation of clerks to three dollars per day.

The amendment to the amendment prevailed.

The resolution was referred to the committee on resolutions.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 15, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has adopted senate concurrent resolution No. 9, for a joint committee to investigate the books of the state printer.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

## SENATE CONCURRENT RESOLUTION NO. 9.

*Resolved by the Senate, the House concurring,* That the senate committee on printing and the house committee on printing be and are hereby constituted a joint committee to investigate the manner in which the printing for the state has been done during the past two years, and the said joint committee are hereby empowered to employ two experts, both to be practical printers, and additional clerical aid if required to assist in such examination, and the said joint committee shall report to this legislature the amount of printing done for the departments of the state during the past two years, and make such recommendations as to the public printing as they may deem of advantage to the state.

Mr. Paxton moved to amend by limiting compensation for clerks to three dollars per day, and to limit to one clerk.

The motion prevailed.

The resolution was referred to the committee on resolutions.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 15, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has adopted senate concurrent resolution No. 10, providing for the appointment of a joint committee to examine the books of the state military board.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.



## SENATE CONCURRENT RESOLUTION NO. 10.

*Resolved by the Senate, the House concurring,* That a committee of five be appointed, consisting of two senators and three representatives to examine the books and accounts of the military board and the adjutant-general of the Oregon national guard for the biennial term ending December 31, 1894, with authority to employ suitable clerical aid therefor.

On motion of Mr. Paxton, the compensation was limited to three dollars per day to clerk, and that but one clerk be employed.

The resolution was referred to the committee on resolutions.

On motion of Mr. Mintie, the house adjourned until Wednesday, January 16, 1895, at 10 o'clock a. m.

R. E. MOODY,  
Chief clerk.

WEDNESDAY, JANUARY 16, 1895.

## MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 16, 1895. }

The house was called to order at 10 o'clock a. m., pursuant to adjournment, by the speaker.

The session was opened with prayer by Rev. I. D. Driver of Eugene.

The speaker announced the following appointments: C. L. Parmenter, Marion county, doorkeeper; J. A. Peckham, Yamhill county, mailing clerk; M. P. Isenberg, Wasco county, upstairs doorkeeper.

Mr. Smith of Polk moved that the courtesies of the house be extended to Hon. J. D. Lee of Multnomah county, and he was invited to a seat within the bar.

Mr. Paxton moved that the speaker appoint an assistant doorkeeper for today.

The motion prevailed.

The speaker appointed G. G. Ganz to the position.

Mr. Myers introduced house resolution No. 15.

## HOUSE RESOLUTION NO. 15.

*Resolved,* That a committee of three be appointed to wait upon the secretary of state and have the vote for governor delivered to the speaker at the earliest moment.

On motion of Mr. Myers, the resolution was adopted.

Mr. Barkley moved that the action on house resolution No. 15 be reconsidered.

The motion prevailed.

On motion of Mr. Long, house resolution No. 15 was laid on the table.

Mr. Long moved that each member invite a friend within the bar during the inaugural ceremonies.

The motion prevailed.

On motion of Mr. Myers, the house rollcall and the reading of the minutes of yesterday's sessions were dispensed with.

Mr. Paxton moved that rule 8 of the house be changed by increasing the ways and means committee from three to five.

The motion prevailed.

The speaker named as the committee created under house resolution No. 9, Messrs. Long, Wright, Gates, Guild, and Burleigh.

Mr. Baker introduced house concurrent resolution No. 13.

#### HOUSE CONCURRENT RESOLUTION NO. 13.

*Resolved by the House, the Senate concurring,* That our senators and representatives in congress be requested to use all honest endeavors to secure the forfeiture of the unearned railroad land grants, and that a copy of this resolution be furnished our senator now in Salem and a copy each to our senator and representatives now in Washington.

Mr. Baker moved that the resolution be referred to the committee on resolutions, and that the committee report it back at once.

Mr. Rinearson moved to amend that the resolution be taken from the hands of the committee and acted on now.

The amendment prevailed.

Mr. Baker moved the adoption of the resolution.

Messrs. Burleigh and Nealon demanded the ayes and nays.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tiggard, Wright, Yates, Young, and Mr. Speaker—58.

Absent—Messrs. Cole and Stewart—2.

So the resolution was adopted.

Mr. Long moved that all resolutions laid on the table yesterday be taken from the table.

The motion prevailed.

Mr. Paxton moved that all resolutions taken from the table be referred to the committee on resolutions.

The motion prevailed.

Unanimous consent be given, Mr. Gowdy introduced house resolution No. 16.

#### HOUSE RESOLUTION NO. 16.

*Resolved*, That the sergeant-at-arms be directed to drape the portrait of ex-Governor Chadwick, which now hangs in this hall, in mourning.

On motion of Mr. Gowdy, the resolution was adopted.

The following communication was received from the Honorable the Secretary of State:—

#### COMMUNICATION.

OFFICE OF THE SECRETARY OF STATE, }  
SALEM, Oregon, }  
January 16, 1895. }

*To the Honorable the House of Representatives of the Legislative Assembly of the State of Oregon:*

GENTLEMEN: I beg leave to acknowledge the receipt of a copy of house resolution No. 10, requesting stamps, wrappers, etc. In reply thereto I regret to say that it will be impossible to furnish these supplies until an appropriation is made, as stamps have to be paid for in advance.

Yours, very respectfully,

H. R. KINCAID,  
Secretary of State.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
SALEM, Oregon, }  
January 16, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has adopted senate concurrent resolution No. 12, being a resolution of respect to the memory of Hon. S. F. Chadwick.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

## SENATE CONCURRENT RESOLUTION NO. 12.

Whereas we have received with profound sorrow the announcement of the death of Stephen Fowler Chadwick, formerly governor of this commonwealth; therefore, be it

*Resolved by the Senate of the State of Oregon, the House concurring,* That in the death of ex-Governor Chadwick the state of Oregon has lost one of its eminent and most patriotic citizens. Born and reared in rugged New England, the part he always took in the pioneer life and progress of the state of his adoption he loved so well, his intellectual powers, his breadth of mind and grasp of public affairs, made him one of the leaders among his fellow citizens. Over and above these faculties, his knowledge of public affairs, his wit and power, he was an affectionate, lovable man, esteemed by all who knew him, which causes him to be mourned today not only by his friends, but by many who had no personal acquaintance with him.

*Resolved,* That the citizens of the state of Oregon in the death of this distinguished son have lost one whose intercourse was always instructive, helpful, and kindly, whose generous impulses found their expression in many benevolent acts, and whose distinguished career and patriotic devotion to his country and state coming men may well strive to emulate.

*Resolved,* That the sympathy and condolence of this legislative assembly be extended to his sorrowing family, whose affliction is so much greater than ours, and whose grief can only be alleviated by Him whose sustaining arm can best support them in their irreparable loss.

*Resolved,* That an engrossed copy of these resolutions be sent to his family and be made a part of the records of this body.

*Resolved,* That when the inaugural exercises are over today, the legislature adjourn out of respect to the deceased.

On motion of Mr. Long, the resolution was adopted.

The speaker announced that the hour had arrived for holding the joint convention to canvass the votes for governor.

The senate arrived, and the senators took their seats within the bar.

## JOINT CONVENTION.

The joint convention was called to order by the president of the senate, Hon. Joseph Simon.

The chief clerk of the senate called the roll of the senate, and all the senators were present.

The chief clerk of the house called the roll of the house, and all the members were present, except Representative Cole.

The reading clerk of the senate read senate concurrent resolution No. 2, authorizing this joint convention.

The following communication was received from the Honorable the Secretary of State:—

COMMUNICATION.

OFFICE OF THE SECRETARY OF STATE, }  
SALEM, Oregon, }  
January 16, 1895. }

*To the Honorable the Speaker of the House of Representatives of the Legislative Assembly of the State of Oregon:*

SIR: I have the honor herewith to transmit, in conformity with law, the sealed vote for the office of governor of the state of Oregon, at an election held on the first Monday of June, 1894.

Yours, very respectfully,

H. R. KINCAID,  
Secretary of State.

Hon. Joseph Simon, president of the senate, read the provisions of the constitution of this state requiring the canvass of the vote for governor, and announced that the speaker of the house, in compliance with the requirements of the constitution, would now open, canvass, and publish the vote for governor cast on the eighth day of June, 1894, the returns thereof having been delivered to the speaker by the secretary of state on this sixteenth day of January, 1895.

Speaker Moores called to his assistance Senator Denny and Representative Smith of Josephine to act as tellers in canvassing the vote.

The speaker of the house opened and published, in the presence of both houses of the legislative assembly, then convened in joint session, the returns of the votes cast at the general election for governor on the eighth day of June, 1894, from the result of which canvass it was ascertained that there had been cast by the electors in the several counties of this state for the several candidates for governor, to wit, William Galloway, James Kennedy, Wm. P. Lord, Nathan Pierce, the following vote:—

| Counties.       | William Galloway. | James Kennedy. | William P. Lord. | Nathan Pierce. |
|-----------------|-------------------|----------------|------------------|----------------|
| Baker .....     | 603               | 32             | 825              | 874            |
| Benton .....    | 640               | 69             | 881              | 335            |
| Clackamas ..... | 641               | 109            | 2,281            | 1,788          |
| Clatsop .....   | 548               | 68             | 1,169            | 553            |
| Columbia .....  | 181               | 15             | 728              | 558            |
| Coos .....      | 350               | 44             | 658              | 1,063          |
| Crook .....     | 386               | 15             | 486              | 139            |

## CANVASS OF VOTE—CONCLUDED.

| Counties.        | William<br>Galloway. | James<br>Kennedy. | William P.<br>Lord. | Nathan<br>Pierce. |
|------------------|----------------------|-------------------|---------------------|-------------------|
| Curry .....      | 148                  | 7                 | 259                 | 119               |
| Douglas .....    | 1,078                | 67                | 1,653               | 905               |
| Gilliam .....    | 249                  | 19                | 447                 | 165               |
| Grant .....      | 326                  | 21                | 763                 | 416               |
| Harney .....     | 264                  | 7                 | 258                 | 234               |
| Jackson .....    | 710                  | 55                | 1,185               | 1,330             |
| Josephine .....  | 313                  | 10                | 688                 | 598               |
| Klamath .....    | 186                  | 9                 | 294                 | 276               |
| Lake .....       | 242                  | 7                 | 308                 | 200               |
| Lane .....       | 1,020                | 103               | 2,032               | 1,888             |
| Linn .....       | 1,149                | 101               | 1,892               | 1,702             |
| Lincoln .....    | 150                  | 10                | 377                 | 291               |
| Malheur .....    | 241                  | 17                | 318                 | 238               |
| Marion .....     | 1,068                | 164               | 3,609               | 1,753             |
| Morrow .....     | 258                  | 18                | 516                 | 349               |
| Multnomah .....  | 2,569                | 333               | 9,867               | 4,444             |
| Polk .....       | 716                  | 85                | 1,867               | 622               |
| Sherman .....    | 109                  | 96                | 301                 | 203               |
| Tillamook .....  | 218                  | 28                | 492                 | 305               |
| Umatilla .....   | 791                  | 56                | 1,554               | 1,234             |
| Union .....      | 836                  | 47                | 1,371               | 1,045             |
| Wallowa .....    | 144                  | 15                | 300                 | 538               |
| Wasco .....      | 565                  | 46                | 1,277               | 489               |
| Washington ..... | 474                  | 78                | 1,933               | 1,121             |
| Yamhill .....    | 737                  | 221               | 1,560               | 950               |
| Total .....      | 17,865               | 1,982             | 41,139              | 26,723            |

Hon. Wm. P. Lord having received the highest number of votes cast for governor, the speaker of the house thereupon declared him the duly elected governor of the state of Oregon for the ensuing four years.

On motion of Representative Paxton, a committee of three was appointed to wait on the Hon. Wm. P. Lord, inform him of his election, and invite him to attend the joint convention and deliver his inaugural address.

Messrs. Paxton, Buckman, and Alley were named as such committee.

Representative Smith of Polk moved that a committee of three be appointed to wait upon Governor Pennoyer and inform him that the joint convention is ready to receive any communication he may desire to offer.

The motion prevailed.

Messrs. Smith of Polk, Moorhead, and Cogswell were named as such committee.

Representative Smith of Josephine moved that a committee of three be appointed to wait upon the chief justice and associate justices of the supreme court and invite them to attend this joint convention.

The motion prevailed.

Messrs. Smith of Josephine, Blundell, and Gowan were named as such committee.

The several committees escorted the distinguished gentlemen

into the house, and His Excellency, Governor Pennoyer, and Governor-elect Lord were introduced by President Simon.

Senator Cogswell moved that the state officials be invited to seats within the bar.

The motion prevailed.

On motion of Representative Wright, the courtesies of the joint assembly were extended to ex-Governor Z. F. Moody and he was escorted to a seat upon the platform of the house.

Governor Sylvester Pennoyer was then presented by President Simon and proceeded to deliver his message, which appears as an appendix to this volume.

Chief Justice Robert S. Bean thereupon administered the oath of office to Hon. Wm. P. Lord, governor-elect.

His Excellency, Hon. Wm. P. Lord, governor, thereupon delivered his message, which also appears as an appendix.

Upon motion of Representative Paxton, the joint convention dissolved.

Speaker Moores announced that in accordance with senate concurrent resolution No. 12 the house would stand adjourned until tomorrow at 10 o'clock a. m.

R. E. MOODY,  
Chief clerk.

THURSDAY, JANUARY 17, 1895.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 17, 1895. }

The house was called to order, pursuant to adjournment, at 10 o'clock a. m. by the speaker.

The session was opened with prayer by Rev. Mr. Bowersox of Salem.

The roll was called, and all the members were present, except Messrs. Cole and Curtis.

On motion of Mr. Long, Mr. Cole was granted leave of absence on account of illness.

On motion of Mr. Lester, Mr. Curtis was also excused.

Mr. Paxton moved that the journal of January 15th and 16th be read.

The motion prevailed.

Mr. Paxton moved to reconsider the motion to have the jour-

nal read, and that the same be referred to a committee of three members of the house.

The motion prevailed.

Messrs. Paxton, Hofer, and Sehlbrede were named as such committee.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 16, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that the senate has passed senate bill No. 41,—a bill for an act to make appropriation for expenses of the legislative assembly.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

Mr. Paxton gave notice that on tomorrow he would move and propose an amendment to the rules (rule 8, providing for committees), so as to increase the size of certain existing committees, and to provide certain other and additional standing committees.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 17, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that the senate has concurred in house joint resolution No. 1.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 17, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that the senate has adopted senate concurrent resolution No. 11, relative to appointing joint committee to look after the fishing industries of the Columbia river.



And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

SENATE CONCURRENT RESOLUTION NO. 11.

*Resolved by the Senate, the House concurring,* That a special committee of three from the house and two from the senate be appointed to meet with like committee to be appointed by the legislature of the state of Washington, to look after the fishing industries on the Columbia river and regulate the laws governing the same with uniform laws, and that the clerk be instructed to notify the legislature of the state of Washington of such action.

Mr. Bridges moved that the house concur in the resolution.

Mr. Hofer moved to amend by referring the resolution to the committee on resolutions.

The amendment was lost.

Mr. Lester moved to refer to the committee with instructions to report in two weeks.

The motion was lost.

Mr. Baker moved the previous question.

The motion prevailed.

Messrs. Lester and Hofer demanded the ayes and nays.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Beach, Blundell, Bridges, Buckman, Burke, Calvert, Cardwell, Cleeton, Conn, Coon, Cooper, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Huffman, Keyt, Lester, Long, Lyle, McCracken, McGreer, Moorhead, Myers, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Thompson, Yates, Young, and Mr. Speaker—42.

Nays—Messrs. Baker, Barkley, Boothby, Burleigh, Craig, Curtis, Hofer, Hope, Jeffrey, Nealon, Scott, Smith of Josephine, Smith of Linn, and Templeton—14.

Absent—Messrs. Cole, Mintie, Tigard, and Wright—4.

Mr. Long, chairman of the committee on resolutions, submitted the following report:—

REPORT.

SENATE CHAMBER,  
SALEM, Oregon,  
January 16, 1895. }

Mr. Speaker:

Your committee on resolutions, to whom was referred senate

resolution No. 3, beg leave to report the same back to the house with the recommendation that it do pass with the following amendment: Strike out the words "necessary clerical assistance," and insert in lieu thereof "one clerk at not to exceed five dollars per day." And we would further report that from facts and documents laid before the committee, the investigation can be greatly facilitated by the appointment of veterans as a majority of said committee.

J. M. LONG.  
Chairman.

On motion of Mr. Long, the report was adopted.

Unanimous consent being given, Mr. Bridges introduced house concurrent resolution No. 14.

#### HOUSE CONCURRENT RESOLUTION NO. 14.

*Resolved by the House, the Senate concurring,* That the joint committee appointed by the senate and house of representatives to visit the soldiers' home at Roseburg be and are hereby requested to stop off at Drain and visit the Oregon state normal school at that place.

Mr. Bridges moved the adoption of the resolution.

The motion prevailed.

The speaker named as the house committee to investigate fisheries, provided for under senate concurrent resolution No. 11, Messrs. Lester, Myers, and Daly.

As the committee from the house to visit the soldiers' home, provided for under senate concurrent resolution No. 3, the speaker named Messrs. Yates, Blundell, and Boothby.

Mr. Smith of Polk moved that the committee on resolutions report at earliest possible moment.

The motion prevailed.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 17, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has adopted senate joint resolution No. 2, being a resolution authorizing the secretary of state to purchase ninety volumes of Hill's code.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

SENATE JOINT RESOLUTION NO. 2.

*Resolved by the Senate, the House concurring,* That the secretary of state be and is hereby authorized and empowered to purchase ninety copies of the second edition of Hill's annotated laws of Oregon for the use of the members of the legislative assembly.

Mr. Bridges moved the adoption of the resolution.

Mr. Hofer moved to amend that the codes should remain the property of the state.

Messrs. Buckman and Burleigh demanded the ayes and nays on the amendment.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. David, Hofer, and Smith of Josephine—3.

Nays—Messrs. Baker, Barkley, Beach, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Conn, Coon, Cooper, Craig, Curtis, Daly, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—53.

Absent—Messrs. Blundell, Cole, Lyle, and Mintie—4.

So the amendment was lost.

The motion to adopt prevailed.

Mr. Smith of Polk moved that a vote of thanks of this house be tendered Mr. F. C. Baker for letter-heads furnished members.

The motion prevailed.

Mr. Burleigh moved to return to the fourth order of business.

The motion prevailed.

Mr. Thompson introduced house resolution No. 17.

HOUSE RESOLUTION NO. 17.

*Resolved,* That the speaker of this house be instructed to appoint a page for the state printer, as it is found he needs one badly.

The resolution was referred to the committee on resolutions.

Mr. Jeffrey introduced house concurrent resolution No. 15.

HOUSE CONCURRENT RESOLUTION NO 15.

*Be it resolved by the House, the Senate concurring,* That a committee of three on the part of the house and two on the part of the senate be appointed to make a thorough investigation of the manner of conducting the Oregon state reform school, and report the same to the legislature at the earliest possible moment.

The resolution was referred to the committee on resolutions.  
Mr. Yates introduced house joint resolution No. 2.

#### HOUSE JOINT RESOLUTION NO. 2.

Whereas, in the last selection of schoolbooks for the common schools of state of Oregon, taking place January 1, 1895, grave irregularities and frauds are claimed to have occurred; and whereas it is claimed that in said selection both the letter and the spirit of the laws have been violated, and that a large number of inferior textbooks have been knowingly selected; and whereas it is openly alleged that school officials of this state have connived in such irregularities and frauds, and in the selection of particular books without regard to free competition, or merit, or economy; and whereas it is claimed and openly alleged that the American Book Company, the successful competitor for the supplying of said books, resorted to the most flagrant corruption and bribery to secure the selection of its own books and to prevent a fair and honest selection of books upon the grounds of merit and economy as is contemplated by law; be it

*Resolved by the House, the Senate concurring,* That a joint committee of five be and is hereby appointed, to consist of two senators on the part of the senate and three representatives on the part of the house, who are hereby authorized to hold sessions at any place in the state of Oregon, and to examine into the conduct and manner of the late selection of schoolbooks for the public schools of the state of Oregon, and to examine into and report—

*First*—As to whether or not any irregularities or frauds existed or occurred in such selection.

*Second*—As to whether or not all of the school officials of the state did their duty in the premises, and as to whether or not the laws and regulations in regard to said selection were duly observed.

*Third*—As to whether or not, in accordance with the laws, a fair and honest selection of books for the public schools was had, based upon economy and merit alone.

*Fourth*—As to whether or not the American Book Company resorted to corruption or bribery or any improper means of obtaining the selection of its books.

*Fifth*—To report upon the said selection and upon the books selected as to whether or not the best and cheapest books were really selected as required by law.

And said committee is hereby empowered to compel the attendance of witnesses, administer oaths, and take testimony in regard to any and all of the foregoing matters or any matters

necessary to the determination thereof, and if they find it necessary to employ a stenographer or clerk to assist them therein.

The resolution was referred to the committee on resolutions.

Mr. Bridges introduced house resolution No. 18.

HOUSE RESOLUTION NO. 18.

*Resolved*, That the secretary of state be authorized to have printed one thousand copies of the governor's message for the use of the members of the legislative assembly.

The resolution was referred to the committee on resolutions.

Mr. Burleigh introduced house joint resolution No. 3.

HOUSE JOINT RESOLUTION NO. 3.

*Resolved by the House, the Senate concurring*, That it is the judgment of this legislative assembly of the state of Oregon that Oregon's senators and representatives in congress should use all honorable means to secure the immediate passage of a law authorizing the free and unlimited coinage of silver by the government of the United States, at the ratio of sixteen to one, and that all money issued shall be of full legal tender.

*Resolved*, That the secretary of state be and is hereby instructed to furnish each senator and representative in congress from Oregon with a copy of this resolution.

Mr. Burleigh moved the adoption of the resolution.

Mr. Cleeton moved that the question to adopt the resolution be laid on the table.

Messrs. Jeffrey and Burleigh demanded the ayes and nays.

Mr. McCracken demanded a rollcall of the house.

The roll was called, and Messrs. Mintie, Burke, Cole, Lyle, and Smith of Clackamas were absent.

On motion of Mr. Hofer, Mr. Lyle was granted leave of absence, being reported ill.

The sergeant-at-arms was ordered to bring in absent members, and succeeded in finding only Mr. Burke.

Mr. Hofer moved that further proceedings under call of the house be dispensed with.

The motion was lost.

Mr. Blundell moved that further proceedings under call of the house be dispensed with.

The motion prevailed.

The question now recurred on the motion to lay on the table.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Beach, Blundell, Burke, Calvert, Cardwell, Clee-

ton, Conn, Cooper, Craig, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Keyt, Lester, Long, McCracken, McGreer, Moorhead, Myers, Paxton, Sehlbrede, Shutrum, Stanley, Smith of Polk, Smith of Josephine, Templeton, Thompson, Yates, and Mr. Speaker—35.

Nays—Messrs. Barkley, Boothby, Bridges, Buckman, Burleigh, Coon, Curtis, Guild, Hofer, Hope, Huffman, Jeffrey, Nealon, Patterson, Rinearson, Scott, Stewart, Smith of Clackamas, Smith of Linn, Tigard, Wright, and Young—22.

Absent—Messrs. Cole, Lyle, and Mintie—3.

The motion prevailed.

Mr. Paxton moved to proceed to the fifth order of business.

The motion prevailed.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 17, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that he has appointed Senators Maxwell and Vanderburg as members of the committee on part of the senate, provided for in senate concurrent resolution No. 11.

WALTER SINCLAIR,  
Chief clerk.

House bill No. 1. Mr. Moores. A bill for an act to repeal sections 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425 of title I of chapter LXXIII of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill, and to repeal an act entitled "An act to increase the power and further define the duties of the board of railroad commissioners in respect to the management, operation, and control of railroads, and the transportation of persons and property within the state of Oregon."

The bill was read first time and passed to second reading without question.

House bill No. 2. Mr. Moores. A bill for an act to amend an act entitled "An act to create a state board of horticulture and appropriate money therefor," approved February 25, 1889, and an act amendatory thereof, entitled "An act to amend an act entitled 'An act to create a state board of horticulture and appropriate money therefor,' approved February 25, 1889, approved February 21, 1891, and to protect the horticultural industry in Oregon."

The bill was read first time and passed to second reading without question.

Mr. Smith of Clackamas was granted leave of absence until Monday.

House bill No. 3 was introduced by Mr. Myers.

House bill No. 4 was introduced by Mr. Smith of Polk.

House bill No. 5 was introduced by Mr. McCracken.

House bill No. 6 was introduced by Mr. McCracken.

House bill No. 7 was introduced by Mr. Paxton.

House bill No. 8 was introduced by Mr. Paxton.

House bill No. 9 was introduced by Mr. Bridges.

House bill No. 10 was introduced by Mr. Coon.

House bill No. 11 was introduced by Mr. Patterson.

House bill No. 12 was introduced by Mr. Lester.

House bill No. 13 was introduced by Mr. Burke.

House bill No. 14 was introduced by Mr. Yates.

House bill No. 15 was introduced by Mr. Jeffrey.

House bill No. 16 was introduced by Mr. Daly.

House bill No. 17 was introduced by Mr. Young.

House bill No. 18 was introduced by Mr. Nealon.

House bill No. 19 was introduced by Mr. Conn.

House bill No. 20 was introduced by Mr. Myers.

House bill No. 21 was introduced by Mr. Moorhead.

House bill No. 22 was introduced by Mr. Curtis.

House bill No. 23 was introduced by Mr. Dunn.

House bill No. 24 was introduced by Mr. Barkley.

House bill No. 25 was introduced by Mr. Hillegas.

House bill No. 26 was introduced by Mr. Jeffrey.

House bill No. 27 was introduced by Mr. Burleigh.

House bill No. 28 was introduced by Mr. Baker.

House bill No. 29 was introduced by Mr. Burke.

House bill No. 30 was introduced by Mr. Yates.

House bill No. 31 was introduced by Mr. Shutrum.

House bill No. 32 was introduced by Mr. Burleigh.

House bill No. 33 was introduced by Mr. Curtis.

House bill No. 34 was introduced by Mr. Huffman.

House bill No. 35 was introduced by Mr. Myers.

House bill No. 36 was introduced by Mr. Cooper.

House bill No. 37 was introduced by Mr. Smith of Josephine.

House bill No. 38 was introduced by Mr. David.

House bill No. 39 was introduced by Mr. Young.

House bill No. 40 was introduced by Mr. Blundell.

House bill No. 41 was introduced by Mr. Paxton.

House bill No. 42 was introduced by Mr. Lester.

House bill No. 43 was introduced by Mr. Yates.

House bill No. 44 was introduced by Mr. Jeffrey.



House bill No. 45 was introduced by Mr. Daly.  
 House bill No. 46 was introduced by Mr. Sehlbrede.  
 House bill No. 47 was introduced by Mr. Burke.  
 House bill No. 48 was introduced by Mr. Jeffrey.  
 House bill No. 49 was introduced by Mr. Bridges.  
 House bill No. 50 was introduced by Mr. Myers.  
 House bill No. 51 was introduced by Mr. Tigard.  
 House bill No. 52 was introduced by Mr. Young.  
 House bill No. 53 was introduced by Mr. Hofer.  
 House bill No. 54 was introduced by Mr. Young.  
 House bill No. 55 was introduced by Mr. Conn.  
 House bill No. 56 was introduced by Mr. Shutrum.  
 House bill No. 57 was introduced by Mr. Curtis.  
 House bill No. 58 was introduced by Mr. Buckman.  
 House bill No. 59 was introduced by Mr. Myers.  
 House bill No. 60 was introduced by Mr. Gurdane.  
 House bill No. 61 was introduced by Mr. Moorhead.  
 House bill No. 62 was introduced by Mr. David.  
 House bill No. 63 was introduced by Mr. Burke.  
 House bill No. 64 was introduced by Mr. Daly.  
 House bill No. 65 was introduced by Mr. Conn.  
 House bill No. 66 was introduced by Mr. Smith of Polk.  
 House bill No. 67 was introduced by Mr. Young.  
 House bill No. 68 was introduced by Mr. Beach.  
 House bill No. 69 was introduced by Mr. Blundell.  
 House bill No. 70 was introduced by Mr. Curtis.  
 House bill No. 71 was introduced by Mr. Paxton.  
 House bill No. 72 was introduced by Mr. Sehlbrede.  
 House bill No. 73 was introduced by Mr. Rinearson.  
 On motion of Mr. Cleeton, the house adjourned until 2 o'clock  
 p. m. today.

WALTER SINCLAIR,  
 Chief clerk.

---

### AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 January 17, 1895. }

The house was called to order, pursuant to adjournment, at 2  
 o'clock p. m., by the speaker.



Mr. Baker moved that the rollcall be dispensed with.  
The motion prevailed.

House bill No. 74 was introduced by Mr. Cleeton.

House bill No. 75 was introduced by Mr. Boothby.

House bill No. 76 was introduced by Mr. Cardwell.

House bill No. 77 was introduced by Mr. Hope.

House bill No. 78 was introduced by Mr. Lyle.

House bill No. 79 was introduced by Mr. Rinearson.

House bill No. 80 was introduced by Mr. Beach.

House bill No. 81 was introduced by Mr. Lester.

House bill No. 82 was introduced by Mr. Curtis.

House bill No. 83 was introduced by Mr. McCracken.

House bill No. 84 was introduced by Mr. Lester.

House bill No. 85 was introduced by Mr. McCracken, by request.

House bill No. 86 was introduced by Mr. Sehlbrede.

House bill No. 87 was introduced by Mr. Cleeton.

House bill No. 88 was introduced by Mr. Burleigh.

House bill No. 89 was introduced by Mr. Shutrum.

House bill No. 90 was introduced by Mr. Lester.

House bill No. 91 was introduced by Mr. McCracken, by request.

House bill No. 92 was introduced by Mr. Blundell.

House bill No. 93 was introduced by Mr. Boothby.

House bill No. 94 was introduced by Mr. Moorhead.

House bill No. 95 was introduced by Mr. McCracken, by request.

House bill No. 96 was introduced by Mr. Wright.

House bill No. 97 was introduced by Mr. Hillegas.

House bill No. 98 was introduced by Mr. Burleigh.

House bill No. 99 was introduced by Mr. Daly.

House bill No. 100 was introduced by Mr. Curtis.

House bill No. 101 was introduced by Mr. McCracken, by request.

House bill No. 102 was introduced by Mr. Burleigh.

House bill No. 103 was introduced by Mr. Boothby.

House bill No. 104 was introduced by Mr. Young.

House bill No. 105 was introduced by Mr. McCracken, by request.

House bill No. 106 was introduced by Mr. Sehlbrede.

House bill No. 107 was introduced by Mr. Curtis.

House bill No. 108 was introduced by Mr. Hope.

House bill No. 109 was introduced by Mr. Hope.

House bill No. 110 was introduced by Mr. Boothby.

House bill No. 111 was introduced by Mr. Sehlbrede.

House bill No. 112 was introduced by Curtis.

House bill No. 113 was introduced by Mr. Sehlbrede.

House bill No. 114 was introduced by Mr. Sehlbrede.

Mr. Long, chairman of the committee on resolutions, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 January 17, 1895. }

*Mr. Speaker:*

Your committee on resolutions, to whom was referred house resolution No. 14, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it be adopted.

J. M. LONG,  
 Chairman.

On motion, the report was adopted.

Mr. Long, chairman of the committee on resolutions, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 January 17, 1895. }

*Mr. Speaker:*

Your committee on resolutions, to whom was referred house resolution No. 17, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it be adopted.

J. M. LONG,  
 Chairman.

On motion, the report was adopted.

The speaker announced that he had appointed Clarence Burbank page to the state printer.

House bill No. 3. Mr. Myers. A bill for an act to provide for the more efficient protection of fish, game, and song birds, for the appointment of a fish and game commission, and to define its powers and duties, and to repeal an act of the legislative assembly of the state of Oregon, approved February 22, 1893, entitled an act to provide for the more efficient protection of game, fish, and song birds, for the appointment of a game and fish protector, and to define his duties, and to repeal an act to provide for the propagation and preservation of food fish in the public waters of the state of Oregon, including so much of the stream which form common boundaries of said state and adjacent territories, and appropriating money therefor, and also the appointment of a fish commissioner, approved February 18, 1887.

Mr. Smith of Polk moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Conn, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—54.

Nays—Messrs. Coon and McGreer—2.

Absent—Messrs. Blundell, Cole, Mintie, and Smith of Clackamas—4.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

House bill No. 4. Mr. Smith of Polk. A bill for an act to repeal an act entitled "An act to create and establish a board of railroad commissioners, and to define and regulate its powers and duties, and to fix the compensation of its members," approved February 18, 1887; and also an act entitled "An act to increase the power and further define the duties of the board of railroad commissioners, in respect to the management, operation, and control of railroads and transportation of persons and property within the state of Oregon," filed in the office of the secretary of state February 20, 1891.

The bill was read first time and passed to second reading without question.

House bill No. 5. Mr. McCracken. An act to establish a state board of equalization, to prescribe the manner of its creation and its powers and duties, and to repeal an act entitled "An act to establish a state board of equalization, to prescribe the manner of its creation and its powers and duties," filed in the office of the secretary of state February 21, 1891.

The bill was read first time and passed to second reading without question.

House bill No. 6. Mr. McCracken. A bill for "An act to authorize the board of pilot commissioners of the state of Oregon to build, construct, and equip for the state a good, staunch, and seaworthy pilot schooner, and appropriating therefor the sum of fifteen thousand dollars, and to authorize said board to sell the present pilot schooner San José."

The bill was read first time and passed to second reading without question.

House bill No. 7. Mr. Paxton. A bill for an act to repeal an act entitled "An act to provide for the employment of convicts in the state penitentiary; to appropriate money for the purchase of machinery for the manufacture of jute fabrics; to create a board of prison directors, empowered to carry out the provisions of this

act, and to repeal sections 3862, 3863, 3864, 3865, 3866, 3867, 3868, and 3869 of title I of chapter LXV of the miscellaneous laws, as compiled and annotated by W. Lair Hill," and to cover into the general fund in the treasury all unexpended moneys appropriated by or raised under said act.

The bill was read first time and passed to second reading without question.

House bill No. 8. Mr. Paxton. A bill for an act to provide for the proper and safe custody of public moneys in counties having fifty thousand inhabitants or more.

The bill was read first time and passed to second reading without question.

House bill No. 9. Mr. Bridges. A bill for an act to amend an act providing for the establishment of state normal schools in Oregon, approved October 26, 1882; also an act entitled "An act providing for the establishment of a state normal school," approved February 6, 1885.

Mr. Hofer moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McGreer, Moorhead, Myers, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—49.

Nays—None.

Absent—Messrs. Baker, Cole, Guild, Gates, McCracken, Mintie, Nealon, Patterson, Smith of Clackamas, Smith of Josephine, and Wright—11.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

House bill No. 10. Mr. Coon. A bill for an act to protect salmon in the state of Oregon and upon all waters upon which this state has concurrent jurisdiction, and the tributaries thereof, and to regulate the fishing with gill nets.

The bill was read first time and passed to second reading without question.

House bill No. 11. Mr. Patterson. A bill for an act to render teachers' certificates valid in any county in the state, and to disqualify teachers whose certificates shall have been revoked for immoral or unprofessional conduct.

The bill was read first time and passed to second reading without question.

House bill No. 12. Mr. Lester. A bill for an act entitled an act for the relief of Clatsop county.

The bill was read first time and passed to second reading without question.

House bill No. 13. Mr. Burke. A bill for an act to provide for the assessment and collection of taxes in the state of Oregon, and declaring an emergency.

Mr. Burke moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Moorhead, Myers, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Baker, Cole, Guild, Hofer, Mintie, Nealon, Smith of Clackamas, and Wright—8.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

Mr. Long, chairman of the committee on resolutions, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
January 17, 1895.

*Mr. Speaker:*

Your committee on resolutions, to whom was referred house resolution No. 18, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that the resolution be so amended as to read as follows:

#### HOUSE RESOLUTION NO. 18.

*Resolved,* That the secretary of state be authorized to have printed five hundred copies of the message of Governor Lord and a like number of copies of the message of the retiring governor, Sylvester Pennoyer, for distribution among the members of the legislative assembly.

J. M. LONG,  
Chairman.

On motion, the resolution as amended was adopted.

House bill No. 14. Mr. Yates. A bill for an act to authorize sheriffs to charge and collect mileage in certain cases in lieu of expenses.

The bill was read first time and passed to second reading without question.

House bill No. 15. Mr. Jeffries. An act to amend sections 3054, 3055, 3056, 3057, and 3058 of Hill's annotated laws of Oregon, relating to chattel mortgages, and repealing an act entitled an act to provide for the filing of chattel mortgages, approved February 20, 1893.

The bill was read first time and passed to second reading without question.

House bill No. 16. Mr. Daly. A bill for an act entitled an act to amend section 8 of chapter II, two sections, 12 and 16, of chapter III, section 28 of chapter IV of an act to incorporate the city of Corvallis, and to define its powers and liabilities in Benton county, state of Oregon, and to repeal certain acts therein specified, filed in the office of the secretary of state February 18, 1891.

The bill was read first time and passed to second reading without question.

House bill No. 17. Mr. Young. A bill for an act to amend section 2798 of title VI of chapter XVII of Hill's annotated laws of Oregon, as compiled by W. Lair Hill, relating to the payment of taxes in gold and silver coin.

The bill was read first time and passed to second reading without question.

House bill No. 18. Mr. Nealon. A bill for an act to incorporate the town of Gold Hill, in the county of Jackson, State of Oregon.

Mr. Hofer moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Moorhead, Patterson, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Thompson, Tigard, Young, and Mr. Speaker—49.

Nays—None.

Absent—Messrs. Beach, Cole, Guild, Mintie, Myers, Nealon, Paxton, Smith of Clackamas, Templeton, Wright, and Yates—11.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

House bill No. 19. Mr. Conn. A bill for an act to maintain the state graded school at Lakeview, Lake county, Oregon, and to appropriate money therefor.

The bill was read first time and passed to second reading without question.

House bill No. 20. Mr. Myers. A bill for an act to protect food fishes in the Willamette river and its tributaries.

The bill was read first time and passed to second reading without question.

House bill No. 21. Mr. Moorhead. A bill for an act to establish the number of jurors necessary to find a verdict in civil suits or actions in circuit courts.

The bill was read first time and passed to second reading without question.

House bill No. 22. Mr. Curtis. A bill for an act to amend section 1 of an act entitled "An act to protect salmon and other food fishes in the state of Oregon, and upon all waters upon which this state has concurrent jurisdiction," approved February 16, 1891.

The bill was read first time and passed to second reading without question.

House bill No. 23. Mr. Dunn. A bill for an act entitled an act to reimburse school district No. 73 of Jackson county, Oregon.

The bill was read first time and passed to second reading without question.

House bill No. 24. Mr. Barkley. A bill for an act to incorporate the city of Woodburn, and to repeal sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 31, 32, 33, 34, and 35 of an act entitled an act to incorporate the town of Woodburn, in Marion county, Oregon, approved and filed in the office of the secretary of state February 20, 1889, and also to repeal an act entitled an act to amend the two sections numbered 15 (fifteen) of article I (one) of an act of the legislative assembly of the state of Oregon entitled an act to incorporate the town of Woodburn, in Marion county, Oregon, filed in the office of the secretary of state February 19, 1891.

Mr. Barkley moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester,



Long, Lyle, McCracken, McGreer, Myers, Nealon, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Linn, Thompson, Tigard, Wright, Young, and Mr. Speaker—49.

Nays—None.

Absent—Messrs. Bridges, Cole, Guild, Mintie, Moorhead, Patterson, Smith of Clackamas, Smith of Polk, Smith of Josephine, Templeton, and Yates—11.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

Mr. Hofer moved that the rules be further suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Lyle, McCracken, McGreer, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Thompson, Tigard, Young, and Mr. Speaker—53.

Nays—Mr. Wright—1.

Absent—Messrs. Cole, Guild, Long, Mintie, Smith of Clackamas, and Templeton—6.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to Marion county delegation.

Mr. Paxton moved that Mr. Hillegas be allowed to correct an error in house bill No. 25.

The motion prevailed.

Mr. Paxton moved that the rules be further suspended and that house bill No. 16 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Lyle, McGreer, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Thompson, Tigard, Yates, Young, and Mr. Speaker—49.

Nays—None.

Absent—Messrs. Barkley, Beach, Cole, Guild, Long, McCracken, Mintie, Smith of Clackamas, Smith of Josephine, Templeton, and Wright—11.



So the rules were suspended and the bill was read second time by title only.

The bill was referred to the delegation from Benton county.

Mr. Hofer moved that the rules be suspended and that house bill No. 18 be read a second time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cleeton, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Huffman, Jeffrey, Keyt, Lester, Lyle, McGreer, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrump, Stanley, Stewart, Smith of Polk, Smith of Linn, Thompson, Young, and Mr. Speaker—47.

Nays—None.

Absent—Messrs. Barkley, Cardwell, Cole, Long, Hofer, McCracken, Mintie, Smith of Clackamas, Smith of Josephine, Templeton, Tigard, Wright, and Yates—13.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the delegation from Jackson county.

House bill No. 25. Mr. Hillegas. An act to amend section 503 of chapter V of title VII of Hill's annotated laws of Oregon.

The bill was read first time and passed to second reading without question.

House bill No. 26. Mr. Jeffrey. An act to amend section 4178 of the laws of Oregon, as compiled William Lair Hill, and published by authority of statute of February 26, 1885, and to provide the manner in which town and other plats of the subdivision of lands shall be acknowledged, and to legalize plats heretofore recorded.

The bill was read first time and passed to second reading without question.

House bill No. 27. Mr. Burleigh. A bill for an act to protect fish in Wallowa county, Oregon.

The bill was read first time and passed to second reading without question.

Mr. Baker moved that when this house adjourns it adjourns to 2 o'clock on Monday next.

The motion prevailed.

Mr. Burleigh moved that the rules be suspended and the bill be read a second time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Conn, Coon, Cooper,

Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hofer, Huffman, Jeffrey, Keyt, Lester, McGreer, Moorhead, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Beach, Cole, Hillegas, Long, Lyle, McCracken, Mintie, Myers, Smith of Clackamas, and Smith of Josephine—10.

So the rules were suspended and the bill was read second time by title.

The bill was referred to the delegation from Wallowa county.

House bill No. 28. Mr. Baker. A bill for an act to limit the fees for publication of notices, orders of courts, etc.

The bill was read first time and passed to second reading without question.

House bill No. 29. Mr. Burke. A bill for an act to amend section 2465 of the laws of Oregon, as compiled and annotated by W. Lair Hill, as amended by an act entitled an act to amend section 2465 of Hill's annotated laws of Oregon, filed in the office of the secretary of state February 20, 1893.

The bill was read first time and passed to second reading without question.

House bill No. 30. Mr. Yates. A bill for an act to define where certain cases in which the state of Oregon is a party interested shall be brought.

The bill was read first time and passed to second reading without question.

House bill No. 31. Mr. Shutrum. A bill for an act to create liens on crops.

The bill was read first time and passed to second reading without question.

House bill No. 32. Mr. Burleigh. A bill for an act regulating wire fences in eastern Oregon.

The bill was read first time and passed to second reading without question.

House Bill No. 33. Mr. Curtis. A bill for an act prescribing and fixing the amount to be charged for rights of way across the lands of another for the purpose of logging, and providing for rights of way.

The bill was read first time and passed to second reading without question.

House bill No. 34. Mr. Huffman. A bill for an act to regulate the duties of railroad companies doing business in the state of Oregon in certain cases.

The bill was read first time and passed to second reading without question.

House bill No. 35. Mr. Myers. A bill for an act to regulate sturgeon fishing in the rivers and waters of this state and in the rivers and waters over which it has concurrent jurisdiction.

The bill was read first time and passed to second reading without question.

House bill No. 36. Mr. Cooper. A bill for an act to amend section 2752 of an act of the legislative assembly of the state of Oregon entitled an act to amend section 2752 and to repeal sections 2730, 2735, 2736, 2737, 2753, 2754, 2755, 2756, and 2757 of the miscellaneous laws of the state of Oregon, as compiled by W. Lair Hill, relating to the assessment of property and the collection of taxes, passed February —, 1893.

Mr. Daly moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Moorhead, Myers, Nealon, Paxton, Rinearson, Scott, Sehlbrede, Shutrums, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Boothby, Cole, Lyle, Mintie, Patterson, and Smith of Clackamas—6.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

House bill No. 37. Mr. Smith of Josephine. A bill for an act to amend section 2820 of Hill's annotated laws of Oregon of the compilation of 1887.

The bill was read first time and passed to second reading without question.

House bill No. 38. Mr. Daly. A bill for an act concerning disorderly conduct.

The bill was read first time and passed to second reading without question.

House bill No. 39. Mr. Young. A bill for an act to amend section 2467 of title IV of chapter XIII of Hill's annotated laws, compiled by William Lair Hill, relating to the redemption of county orders.

The bill was read first time and passed to second reading without question.

House bill No. 40. Mr. Blundell. A bill for an act to amend sections 3, 6, and 7 of an act entitled "An act to protect salmon and other food fishes in the state of Oregon and upon all waters upon which the state has concurrent jurisdiction, and to repeal sections 3489, 3490, 3491, 3492, 3493, 3494, 3495, 3496, 3497, and 3498 of Hill's annotated laws of Oregon," approved February 16, 1891.

The bill was read first time and passed to second reading without question.

House bill No. 41. Mr. Paxton. A bill for an act to authorize school districts having twenty-five thousand or more inhabitants to borrow money, and to issue negotiable evidences of indebtedness therefor.

The bill was read first time and passed to second reading without question.

Mr. Paxton moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Conn, Coon, Cooper, Craig, Curtis, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—55.

Nays—None.

Absent—Messrs. Cole, Daly, Lyle, Mintie, and Smith of Clackamas—5.

So the rules were suspended and the bill was read second time by title only.

Mr. Paxton moved that the rules be further suspended and that the bill be considered engrossed, read third time, and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Lyle, McCracken, McGreer, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Smith of Polk, Smith of Josephine, Smith of Linn, Tem-

pleton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—55.

Nays—None.

Absent—Messrs. Cole, Long, Mintie, Stewart, and Smith of Clackamas—5.

So the rules were suspended and the bill considered engrossed, read third time, and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Keyt, Lester, Long, Lyle, McCracken, McGreer, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—55.

Nays—None.

Absent—Messrs. Bridges, Cole, Jeffrey, Mintie, and Smith of Clackamas—5.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 42. Mr. Lester. A bill for an act to provide for the forming of dyking districts, for the purpose of building and maintaining dykes and dams on lands subject to tidal overflow or overflow by freshets, and providing for the collection and payment of the costs and the expenses of construction and maintenance of the dykes and dams by assessment and taxation on the lands thereby reclaimed or benefited.

Mr. Sehlbrede moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Conn, Coon, Cooper, Craig, Curtis, Daly, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—53.

Nays—None.

Absent—Messrs. Beach, Cole, David, Lyle, Mintie, Stewart, and Smith of Clackamas—7.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

House bill No. 43. Mr. Yates. A bill for an act to make and maintain footpaths for pedestrians upon the public highways of the state of Oregon.

The bill was read first time and passed to second reading without question.

House bill No. 44. Mr. Jeffrey. A bill for an act to amend sections 3002, 3011, and 3013 of Hill's annotated laws of Oregon, relating to conveyances.

The bill was read first time and passed to second reading without question.

House bill No. 45. Mr. Daley. A bill for an act to amend sections 1, 2, 3, 7, 8, 10, and 11 of an act entitled an act to regulate the practice of pharmacy and the sale of poisons in the state of Oregon, passed by the legislative assembly of the state of Oregon on February 21, 1891, and to regulate the recovery of the several penalties prescribed in said act providing for the punishment of persons violating the provisions of the act.

Mr. Daly moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burleigh, Cardwell, Cleeton, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Lester, Long, McCracken, McGreer, Moorhead, Myers, Nealon, Patterson, Paxton, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Burke, Calvert, Cole, Keyt, Lyle, Smith of Clackamas, Rinearson, and Mintie—8.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

Mr. Long moved that the house take up the ninth order of business.

The motion prevailed.

Senate bill No. 41 coming on for first reading, was read first time and passed to second reading without question.

Mr. Long moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges,



Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Lester, Long, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Cole, Gates, Keyt, Lyle, McCracken, and Smith of Clackamas—6.

So the rules were suspended and the bill was read second time by title only.

Mr. Long moved that the rules be further suspended and that the bill be considered engrossed, read third time now, and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Lester, Long, McGreer, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Cole, Keyt, Lyle, McCracken, Mintie, and Smith of Clackamas—6.

So the rules were suspended and the bill considered engrossed, read third time, and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Lester, Long, McGreer, Moorhead, Nealon, Patterson, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—52.

Nays—Mr. Paxton—1.

Absent—Messrs. Cole, Keyt, Lyle, McCracken, Mintie, Myers, and Smith of Clackamas—7.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Unanimous consent being given, Mr. Wright introduced house resolution No. 19.

HOUSE RESOLUTION NO. 19.

*Resolved*, That the chief clerk of the house be required and is hereby authorized to furnish each member of this house with a house calendar, similar to that furnished at the last session, giving the exact status of each measure before the house on the morning of each daily session.

On motion of Mr. Wright, the resolution was adopted.

Mr. Beach moved to adjourn.

Mr. Sehlbrede moved to amend by taking a recess to 7 o'clock this evening.

The amendment was lost.

The original motion prevailed.

R. E. MOODY,  
Chief clerk.

---

MONDAY, JANUARY 21, 1895.

AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 21, 1895. }

The house was called to order, pursuant to adjournment of January 17th, by the speaker.

The session was opened with prayer by Rev. M. L. Rugg of Salem.

The roll was called, and all the members were present, except Mr. Scott.

Mr. Scott was granted leave of absence owing to illness.

The journals of the 15th and 16th were read in part, when Mr. Hofer moved that further reading be dispensed with.

The motion prevailed.

Mr. Paxton, chairman of the committee appointed to examine the journals of the 15th and 16th, submitted the following report:—



REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January —, 1895. }

*Mr. Speaker :*

Your committee appointed to examine the journals of the house of January 15th and 16th, beg leave to report that we have examined the journals of said proceedings and find them correct, and recommend that the same be approved.

O. F. PAXTON,  
Chairman.

On motion of Mr. Patterson, the report was adopted.

Mr. Paxton offered the following amendment to the house rules:—

STANDING COMMITTEES.

Rule 34. There shall be thirty-eight standing committees appointed by the speaker, to consist of three members each, excepting the committee on judiciary, on ways and means, on elections, on commerce, on counties, on railways and transportation, on assessment and taxation, on public lands, and on education, which shall consist of five members each, viz.:

- Committee on judiciary.
- Committee on ways and means.
- Committee on railways and transportation.
- Committee on elections.
- Committee on education.
- Committee on engrossed bills.
- Committee on enrolled bills.
- Committee on assessment and taxation.
- Committee on claims.
- Committee on military affairs.
- Committee on roads and highways.
- Committee on printing.
- Committee on Indian affairs.
- Committee on corporations.
- Committee on cities and towns.
- Committee on commerce.
- Committee on counties.
- Committee on federal relations.
- Committee on mining.
- Committee on public lands.
- Committee on internal improvements.
- Committee on agriculture.

Committee on alcoholic traffic.  
 Committee on manufactories.  
 Committee on medicine and pharmacy.  
 Committee on banking and insurance.  
 Committee on horticulture.  
 Committee on health and public morals.  
 Committee on rules and joint rules.  
 Committee on salaries and mileage.  
 Committee on public library.  
 Committee on fisheries and game.  
 Committee on labor and industries.  
 Committee on penal, reformatory, and charitable institutions.  
 Committee on capitol building and grounds.  
 Committee on statistics and immigration.  
 Committee on irrigation.  
 Committee on food and dairy products.  
 On motion of Mr. Paxton, the amendment was adopted.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
 SALEM, Oregon,  
 January 17, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has concurred in house concurrent resolution No. 11.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
 Chief clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
 SALEM, Oregon,  
 January 21, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has concurred in the house amendments to senate concurrent resolution No. 3.

WALTER SINCLAIR,  
 Chief clerk.

Mr. Long moved that the house return to the fifth order of business.

The motion prevailed.

Mr. Lester asked permission to withdraw house bill No. 84, and no objection being made, the request was granted.

Mr. Beach asked the privilege to correct an error in house bill No. 80.

Permission was granted.

House bill No. 46. Mr. Sehlbrede. A bill for an act to amend an act entitled an act to prevent the spread of contagious animal diseases, approved February 25, 1889.

The bill was read first time and passed to second reading without question.

House bill No. 47. Mr. Burke. A bill for an act to amend section 17 of an act entitled an act to provide for the laying out, constructing or improving county roads, and the levying of assessment upon adjacent lands benefited, and to create a fund to pay the same, filed in the office of the secretary of state February 22, 1893.

The bill was read first time and passed to second reading without question.

House bill No. 48. Mr. Jeffrey. A bill for an act to provide for certain qualifications for county school superintendents for the various counties by the legislature.

The bill was read first time and passed to second reading without question.

On motion of Mr. Myers, the courtesies of the house were extended to Hon. George H. Williams, ex-United States attorney-general, and he was invited to a seat within the bar.

House bill No. 49. Mr. Bridges. A bill for an act to define the terms "land" and "real property" for the purpose of taxation, and to provide where the same shall be assessed and taxed, and to declare what instruments whereby land or real property is made security for the payment of a debt shall be void.

Mr. Cole moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Gurdane, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—53.

Nays—None.

Absent—Messrs. Gates, Hillegas, Lyle, Myers, Rinearson, Scott, and Wright—7.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

House bill No. 50. Mr. Myers. A bill for an act to establish a board of commissioners for the promotion of uniformity of legislation in the United States.

The bill was read first time and passed to second reading without question.

House bill No. 51. Mr. Tigard. A bill for an act to make it larceny for a mortgagor of chattels to sell, dispose of, or remove the same from their location when mortgaged, except by the written consent of the mortgagee, his agent or assignee, and to provide the punishment therefor.

The bill was read first time and passed to second reading without question.

House bill No. 52. Mr. Young. A bill for an act creating the eighth judicial district in the state of Oregon and providing for the appointment of a judge and prosecuting attorney, and the times and places of holding the circuit court in said district.

The bill was read first time and passed to second reading without question.

House bill No. 53. Mr. Hofer. A bill for an act to amend section 3580 of chapter I of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill, and as amended by an act approved February 25, 1889.

The bill was read first time and passed to second reading without question.

House bill No. 54. Mr. Young. A bill for an act to amend section 313 of Hill's annotated laws of the state of Oregon, relating to judgment debtors.

The bill was read first time and passed to second reading without question.

House bill No. 55. Mr. Conn. A bill for an act to amend an act entitled an act to amend section 2752, and to repeal sections 2730, 2735, 2736, 2753, 2754, 2755, 2756, and 2757 of the miscellaneous laws of Oregon, as compiled by W. Lair Hill, relating to the assessment of property and the collection of taxes, filed in the office of the secretary of state February 10, 1893.

Mr. Conn moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Boothby, Bridges, Buckman, Burke, Calvert, Cardwell, Cleeton, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Gardane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Nealon, Paxton, Sehlbrede, Shutrum, Stanley, Stewart,

Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Baker, Beach, Blundell, Burleigh, Cole, Gates, Guild, Myers, Patterson, Rinearson, Scott, and Wright—12.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

House bill No. 56. Mr. Shutrum. A bill for an act to amend section 303 of title I, chapter III, Hill's annotated laws of Oregon, relating to executions.

The bill was read first time and passed to second reading without question.

House bill No. 57. Mr. Curtis. A bill for an act entitled an act to authorize the city of Astoria to erect a seawall and to grade the streets and to construct sewers in connection therewith, and to issue seawall bonds for other purposes relating thereto.

Mr. Curtis moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Huffman, Jeffrey, Keyt, Lester, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—49.

Nays—None.

Absent—Messrs. Baker, Beach, Gates, Guild, Hofer, Hope, Long, Lyle, Rinearson, Scott, and Wright—11.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

Mr. Curtis moved that the rules be further suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Hillegas, Hope, Huffman, Jeffrey, Lester, McCracken, McGreer, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—49.

Absent—Messrs. Baker, Beach, Guild, Gurdane, Hofer, Keyt, Long, Lyle, Mintie, Scott, and Wright—11.

So the rules were suspended and the bill was read second time by title only.

On motion of Mr. Curtis, the bill was referred to the delegation from Clatsop county, with leave to report at any time.

House bill No. 58. Mr. Buckman. A bill for the relief of Coos county.

The bill was read first time and passed to second reading without question.

House bill No. 59. Mr. Myers. A bill for an act to prevent the unlawful carrying, importation, holding in cold storage, or selling fish or game kept in cold storage during the closed seasons of each year.

The bill was read first time and passed to second reading without question.

House bill No. 60. Mr. Gurdane. A bill for an act making attorneys' fees in promissory notes unlawful.

The bill was read first time and passed to second reading without question.

House bill No. 61. Mr. Moorhead. A bill for an act to regulate the fares charged by sleeping-car companies and prevent overcharges by attendants in charge of such cars.

The bill was read first time and passed to second reading without question.

House bill No. 62. Mr. David. A bill for an act to repeal section 4101 of Hill's annotated code, chapter LXXVI, title I.

The bill was read first time and passed to second reading without question.

House bill No. 63. Mr. Burke. A bill for an act to amend section 4085 of an act entitled an act to amend section 4085 of an act entitled an act to amend sections 4061, 4070, and 4085 of title I, chapter LXXVI of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill, filed in the office of the secretary of state February 20, 1893.

The bill was read first time and passed to second reading without question.

House bill No. 64. Mr. Daly. A bill for an act to amend section 33 of an act entitled an act providing for the selection, location, and sale of state lands and the management and disposition of the proceeds arising therefrom, and to repeal all of chapter XXIX of the miscellaneous laws of Oregon, except title III of said chapter, as compiled by Matthew P. Deady and Lafayette Lane; an act to amend an act entitled an act to provide for the sale of school lands and the management of the common school fund, approved October 26, 1874; an act to amend an act enti-

itled an act to provide for the sale of tide and overflowed lands on the seashore and coast, approved October 26, 1874; an act requiring local agents of the board of school land commissioners to give bonds for the security of public school funds in their hands, and requiring reports thereon, approved October 20, 1876; an act to amend an act to provide for the sale of tide and overflowed lands on the seashore and coast, approved October 18, 1878, and to repeal section 3 of an act entitled an act for the selection and sale of state lands remaining unsold, approved February 21, 1887; that said sections are sections 3597 and 3619 of Hill's annotated laws of Oregon.

The bill was read first time and passed to second reading without question.

House bill No. 65. Mr. Conn. A bill for an act to amend section 2590 of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill, and amended by an act entitled an act to amend section 2590 of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill, being part of title III, chapter XVI, relating to education, approved February 25, 1889.

Mr. Cole moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Huffman, Jeffrey, Lester, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrums, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Baker, Blundell, Guild, Hope, Keyt, Long, Lyle, and Wright—8.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

House bill No. 66. Mr. Smith of Polk. A bill for an act to fix the maximum salary or compensation of all public officers in the state of Oregon, and to provide for the enforcement of the same.

The bill was read first time and passed to second reading without question.

House bill No. 67. Mr. Young. A bill for an act to amend section 2732, chapter XVII, title I of the miscellaneous laws of



Oregon, as compiled by W. Lair Hill, relating to exemptions from taxation.\*

The bill was read first time and passed to second reading without question.

House bill No. 68. Mr. Beach. A bill for an act to amend section 2599 of the miscellaneous laws of the state of Oregon, as compiled and annotated by W. Lair Hill, relating to the time and manner of holding annual school meetings.

The bill was read first time and passed to second reading without question.

House bill No. 69. Mr. Blundell. A bill for an act for the relief of Douglas county.

The bill was read first time and passed to second reading without question.

House bill No. 70. Mr. Curtis. A bill for an act to amend section 313 (310) of Hill's annotated laws of Oregon.

The bill was read first time and passed to second reading without question.

House bill No. 71. Mr. Paxton. A bill for an act to regulate the doing of public works.

The bill was read first time and passed to second reading without question.

House bill No. 72. Mr. Sehlbrede. A bill for an act to repeal an act entitled an act to create and establish a board of railroad commissioners, and to define and regulate its powers and duties, and to fix the compensation of its members, approved February 18, 1887, and to repeal an act entitled an act to amend an act entitled an act to create and establish a board of railroad commissioners, and to define and regulate its powers and define its duties, and to fix the compensation of its members, filed in the office of the secretary of state February 20, 1889, and to repeal an act entitled an act to increase the power and further define the duties of the board of railroad commissioners in respect to the management and operation and control of railroads, and the transportation of persons and property within the state of Oregon, filed in the office of the secretary of state February 20, 1891, and to abolish the office of railroad commissioner in the state of Oregon.

The bill was read first time and passed to second reading without question.

House bill No. 73. Mr. Rinearson. A bill for an act to provide for the calling of a convention to prepare a new constitution for the state of Oregon.

Mr. Hofer moved that the rules be suspended and that the bill be read first time by title only.



On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Baker, Burleigh, Gates, Guild, Lyle, Patterson, Rinearson, Scott, Smith of Clackamas, and Wright—10.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

House bill No. 74. Mr. Cleeton. A bill for an act to amend sections 2814, 2815, 2816, and 2817 of Hill's annotated laws of Oregon, relating to the sale of real property for delinquent taxes.

The bill was read first time and passed to second reading without question.

Mr. Long, chairman of the committee on resolutions, asked that the committee be allowed to retire.

The request was granted.

House bill No. 75. Mr. Boothby. A bill for an act to amend an act entitled "An act to regulate the practice of medicine and surgery in the state of Oregon."

The bill was read first time and passed to second reading without question.

House bill No. 76. Mr. Cardwell. A bill for an act to create and establish a bureau of vital statistics in the state of Oregon.

Mr. Cardwell moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, McCracken, McGreer, Moorhead, Myers, Nealon, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Thompson, Yates, Young, and Mr. Speaker—46.

Nays—None.

Absent—Messrs. Baker, Davis, Gates, Guild, Long, Lyle, Mintie, Patterson, Paxton, Scott, Smith of Josephine, Templeton, Tigard, and Wright—14.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

House bill No. 77. Mr. Hope. A bill for an act for the relief of Malheur county.

The bill was read first time and passed to second reading without question.

Mr. Hope asked unanimous consent of the house to have the certificate of clerk and sheriff of Malheur county published with the bill.

The request was granted.

House bill No. 78. Mr. Lyle. A bill for an act to amend section 2874 of the general laws of Oregon, as compiled and annotated by W. Lair Hill.

The bill was read first time and passed to second reading without question.

House bill No. 79. Mr. Rinearson. A bill for an act to protect salmon and other food fishes in the state of Oregon, and upon all waters which this state has concurrent jurisdiction, any to repeal sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, and 14 of an act of the legislative assembly of the state of Oregon, approved February 16, 1891, the same being an act to protect salmon and other food fishes in the state of Oregon, and upon all waters which this state has concurrent jurisdiction, and to repeal sections 3489, 3491, 3493, 3494, 3495, 3496, 3497, and 3498 of Hill's annotated laws of Oregon.

Mr. Hofer moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Gates, Gowdy, Gurdane, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Paxton, Rinearson, Sehlbrede, Shutrum, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Young, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Baker, Burleigh, Dunn, Guild, Hillegas, Long, Lyle, Patterson, Scott, Stanley, Wright, and Yates—12.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

Unanimous consent being given, Mr. Myers introduced house resolution No. 20.

HOUSE RESOLUTION NO. 20.

*Resolved*, That the temperature of the house shall be kept during the session at not more than seventy degrees Fahrenheit, and that it shall be constantly and properly ventilated, the same to be the duty of the sergeant-at-arms.

On motion of Mr. Myers, the resolution was adopted.

House bill No. 80. Mr. Beach. A bill for an act to prevent the production and sale of unwholesome food and medicines, and to regulate the sale of adulterated foods, drinks, and medicines, and to repeal the act entitled an act to regulate the sale of adulterated foods, drinks, and medicines, approved February 25, 1889, and to repeal an act to prevent the production of unwholesome foods and medicines, and to regulate the sale of adulterated foods, drinks, medicines, and fertilizers, and to repeal the act entitled an act to prevent the production of unwholesome foods, and to regulate the sale of adulterated foods, drinks, and medicines, approved February 21, 1893.

Mr. Beach moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Beach, Boothby, Bridges, Buckman, Burke, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, David, Davis, Dunn, Gowdy, Gurdane, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, McCracken, McGreer, Mintie, Moorhead, Nealon, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—45.

Nays—None.

Absent—Messrs. Baker, Barkley, Blundell, Burleigh, Daly, Gates, Guild, Hillegas, Long, Lyle, Myers, Patterson, Scott, Stewart, and Wright—15.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

House bill No. 81. Mr. Lester. A bill for an act to amend section 2826 of title VI of chapter XVII of Hill's annotated laws of Oregon, relating to the sale of real estate for delinquent taxes thereof.

The bill was read first time and passed to second reading without question.

House bill No. 83. Mr. Curtis. A bill for an act to amend section 1 of an act entitled an act to provide for the laying out, constructing, or improving county roads, and the levy of the assessment upon adjacent lands benefited to create a fund to pay the same.

The bill was read first time and passed to second reading without question.

By unanimous consent, Mr. McCracken withdrew house bill No. 83.

House bill No. 84. Mr. Lester (by request). A bill for an act to amend an act to provide for the laying out, constructing, or improving county roads, and the levying of assessment upon adjacent land benefited to create a fund to pay the same.

The bill was read first time and passed to second reading without question.

House bill No. 85. Mr. McCracken (by request). A bill for an act to amend section 3587 of the laws of Oregon, as compiled and annotated by W. Lair Hill, and to repeal sections 3588, 3589, and 3590 of the laws of Oregon, as compiled and annotated by W. Lair Hill.

The bill was read first time and passed to second reading without question.

House bill No. 86. Mr. Sehlbrede. A bill for an act to amend section 73 of Hill's annotated laws of Oregon.

The bill was read first time and passed to second reading without question.

House bill No. 87. Mr. Cleeton. A bill for an act to amend sections 296, 302, and 303 of title I, chapter III of the laws of Oregon, as compiled and annotated by William Lair Hill, relating to confirmation of sale of real property on execution and of the time for redemption thereof.

Mr. Cleeton moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hope, Huffman, Keyt, Lester, McCracken, McGreer, Mintie, Moorhead, Nealon, Patterson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Baker, Guild, Hillegas, Hofer, Jeffrey, Long, Lyle, Myers, Paxton, Rinearson, Scott, and Wright—12.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

House bill No. 88. Mr. Burleigh. A bill for an act to provide for the assessment of promissory notes.

The bill was read first time and passed to second reading without question.

House bill No. 89. Mr. Shutrum. A bill for an act to provide for the prohibition of the use of narrow tires upon heavy vehicles.

The bill was read first time and passed to second reading without question.

House bill No. 90. Mr. Lester. A bill for an act to authorize the city of Astoria to construct, purchase, or acquire, by condemnation or other means, a bridge across Youngs bay, in Clatsop county, Oregon, to issue and dispose of bonds for that purpose.

Mr. Lester moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Young, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Baker, Beach, Guild, Lyle, Scott, Tigard, Wright, and Yates—8.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

Mr. Lester moved that the rules be further suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Blundell, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Moorhead, Myers, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Baker, Beach, Boothby, Guild, Mintie, Rinearson, Scott, and Smith of Clackamas—8.

So the rules were suspended and the bill was read second time by title only.

On motion of Mr. Lester, the bill was ordered printed.

The bill was referred to the delegation from Clatsop county, with leave to report at any time.

Mr. Long, chairman of the committee on resolutions, submitted the following report:—

REPORT.

SENATE CHAMBER,  
SALEM, Oregon,  
January —, 1895. }

*Mr. Speaker:*

Your committee on resolutions, to whom were referred sundry concurrent and house resolutions, involving the appropriation of public moneys in the various departments of federal and state governments, and clerical aid for investigating the same, and also clerical aid for this house, beg leave to report as follows: That we have investigated into the subject matter and find that heretofore there have crept in great abuses and extravagances in what was originally intended as a beneficent provision whereby the people of the state should be properly informed concerning the management and expenditures of said public institutions, as provided by legislative enactments. We therefore deem it the duty of this legislative body, in the interest of the taxpayers of this state, to proceed with great caution and prudence in said investigations and the expenses attending the same; so, while we are in favor of all necessary expenditures which are just and proper and wherever required in said investigation, we believe that the people demand the fulfillment of our pledges for economy and retrenchment in the discharge of said duties, and that in all cases calling for investigation the same should be conducted at the least possible cost that will secure efficient examination, we respectfully recommend—

*First*—That the maximum compensation for so-called experts or skilled clerical service be fixed at a rate not to exceed seven dollars and fifty cents per day for each person engaged in said service, and that no such person receive compensation for a greater period than the time actually employed at such service.

*Second*—We find that the number of experts or skilled clerks heretofore employed has been in excess of the number actually required for efficiency in investigating the said several departments, involving the useless expenditure of large sums of public money, and incurring great expense with no corresponding benefit. We therefore recommend that not to exceed two such experts or skilled clerks be employed to investigate severally the office of secretary of state, the office of state treasurer, the office of state printer, and not to exceed one such expert or skilled clerk in each department in the investigation of the office of

superintendent of public instruction, the insane asylum, the penitentiary, and the reform school; and that special committees, under concurrent resolutions, to visit the several other state and federal institutions be not allowed any clerical aid except by the consent and approval under concurrent resolutions of both houses; and we further especially recommend that the practice heretofore existing whereby joint committees are created with a clause that they be permitted to employ necessary clerical aid be discontinued, and that in the future no clerk or aid be permitted to any committee except as hereinbefore provided.

*Third*—We would further recommend that in all other cases where clerical aid is required by general or special committees of this house, the compensation should in no case exceed five dollars per day for the time actually employed, and that no additional clerical aid be employed without permission of this house being first obtained by the committee desiring the same; and that in all other cases where the standing committees are required under concurrent resolutions to make an investigation or examination, the clerical work shall be performed by the regular clerks of the standing committees whenever practical.

J. M. LONG,  
Chairman.

Mr. Yates moved that the report be adopted.

Mr. Lester moved that the report be made a special order of business tomorrow at 10 o'clock.

The motion was withdrawn.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 21, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has concurred in house concurrent resolution No. 14.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

Mr. Hofer offered the following amendment to the report of the committee:—

#### AMENDMENT.

That experts receive five dollars per day and clerks three dollars, unless the house otherwise orders.

The amendment was lost.



The vote coming on to adopt the report of the committee, the motion prevailed.

Mr. Cole moved that the rules be suspended and that the house take up the fourth order of business.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shurum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—58.

Nays—None.

Absent—Messrs. Hofer and Scott—2.

The motion prevailed.

Mr. Long moved that house concurrent resolution No. 16, offered by the committee on resolutions, be taken up.

The motion prevailed.

#### HOUSE CONCURRENT RESOLUTION NO. 16.

*Resolved by the House, the Senate concurring,* That joint committees of the senate and house be appointed to examine the state offices and penal and reformatory institutions for which it is necessary to employ clerical aid, and the following shall be the number of clerks and experts to each special committee appointed shall be entitled: Secretary of state, two experts and two clerks; state treasurer, two experts and two clerks; state printer, two experts—the clerical work to be performed by the house and senate committees on printing without extra compensation. The special committees to investigate the offices of secretary of state, state treasurer, and state printer shall report to the senate and house of representatives within twenty days from the passage by the two houses of this joint resolution. The state insane asylum committee shall be entitled to one expert and one clerk; penitentiary, one expert and no clerk; reform school, deaf-mute, and blind schools, one clerk. The committee on the insane asylum, penitentiary, and reform school shall each have ten days in which to make their examination and report to the senate and house respectively.

*Be it further resolved,* That experts shall be allowed seven dollars and fifty cents per day for each day actually employed, and the clerks five dollars for each day actually employed on special



committee work, and that no compensation shall be allowed to any expert or clerk on the committee to examine the secretary of state, state treasurer, and state printer's offices greater than twenty days' time, and that no compensation shall be allowed any clerk or expert on the insane asylum, penitentiary, or reform school committees for a period greater than ten days.

Mr. Long moved the adoption of the resolution.

The motion prevailed.

The speaker named as the house committee appointed under house concurrent resolution No. 11, Messrs. Burke, Patterson, and Calvert.

Mr. Myers moved to adjourn.

The motion was withdrawn.

Mr. Cleeton introduced house resolution No. 21.

#### HOUSE RESOLUTION NO. 21.

*Resolved*, That the time for the meeting of this house shall be as follows: That the morning session be from 9:30 a. m. to 12 m.; afternoon sessions from 1:30 p. m. to 5 p. m., unless otherwise ordered.

On motion of Mr. Cleeton, the resolution was adopted.

Mr. Long, chairman of the committee on resolutions, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January —, 1895. }

*Mr. Speaker:*

Your committee on resolutions, to whom was referred house concurrent resolution No. 9, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that the resolution be adopted with the following amendment:

#### AMENDMENT.

That the words "an additional clerical aid if required" be stricken out and there be inserted "the clerical aid shall be furnished by the clerks upon the standing committees on printing in the senate and house, and that the compensation of the expert book and news printers be not to exceed seven dollars and fifty cents per day for each of them during the actual time employed."

J. M. LONG,  
Chairman.

On motion of Mr. Cole, the amendment was adopted.

On motion of Mr. Hofer, the resolution as amended was adopted.

Mr. Long, chairman of the committee on resolutions, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 21, 1895. }

*Mr. Speaker:*

Your special committee on resolutions, to whom was referred senate concurrent resolution No. 4, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:

AMENDMENT.

That the words "sufficient clerical aid" be stricken out and the words "employ not to exceed two expert accountants at a compensation not to exceed seven dollars and fifty cents each per day for the time actually employed and two clerks at a compensation not to exceed five dollars each per day for the time actually employed" be inserted in lieu thereof.

J. M. LONG,  
Chairman.

On motion of Mr. Myers, the amendment was adopted.

On motion of Mr. Beach, the resolution as amended was adopted.

Mr. Long, chairman of the committee on resolutions, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 21, 1895. }

*Mr. Speaker:*

Your committee on resolutions, to whom was referred house concurrent resolution No. 15, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it be adopted with the following amendment:

AMENDMENT.

After the words "reform school," insert the words "deaf-mute school and the institution for the blind."

J. M. LONG,  
Chairman.

On motion of Mr. Moorhead, the amendment was adopted.

On motion of Mr. Patterson, the resolution as amended was adopted.

Mr. Long, chairman of the committee on resolutions, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
January —, 1895. }

*Mr. Speaker:*

Your committee on resolutions, to whom was referred house concurrent resolution No. 17, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it be adopted with the following amendment:

AMENDMENT.

That the house committee on military affairs and the senate committee on military affairs be and are hereby constituted a joint committee to investigate the books and accounts of the military board and the adjutant-general's office, and that the clerical work shall be performed by the regular clerks of the committees on military affairs in the house and senate.

J. M. LONG,  
Chairman.

On motion of Mr. Thompson, the amendment was adopted.

On motion of Mr. Cole, the resolution as amended was adopted.

Mr. Long, chairman of the committee on resolutions, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
January 21, 1895. }

*Mr. Speaker:*

Your committee on resolutions, to whom was referred house concurrent resolution No. 9, beg leave to report that we have

had the same under consideration, and respectfully report it back to the house with the recommendation that it be adopted with the following amendments:

AMENDMENT.

That the word "three" be stricken out and the word "two" be inserted in lieu thereof.

AMENDMENT.

That the word "two" be stricken out and the word "one" inserted in lieu thereof.

AMENDMENT.

Insert after the words "normal school" the words "at Weston and Monmouth."

J. M. LONG,  
Chairman.

On motion of Mr. Cole, the amendments were adopted.

On motion of Mr. Hofer, the resolution as amended was adopted.

Mr. Long, chairman of the committee on resolutions, submitted the following report:—

REPORT.

SENATE CHAMBER,  
SALEM, Oregon,  
January 21, 1895. }

*Mr. Speaker:*

Your committee on resolutions, to whom was referred house concurrent resolution No. 6, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it be adopted with the following amendment:

AMENDMENT.

That the words "necessary clerical aid" be stricken out and there be inserted the words "one expert accountant, whose compensation shall not exceed seven dollars and fifty cents per day for each day actually employed, and one clerk at a compensation not to exceed five dollars per day for each day actually employed."

J. M. LONG,  
Chairman.

On motion of Mr. Myers, the amendment was adopted.

On motion of Mr. Cole, the resolution as amended was adopted.  
Mr. Long, chairman of the committee on resolutions, submitted the following report:

REPORT.

SENATE CHAMBER,  
SALEM, Oregon,  
January 21, 1895. }

*Mr. Speaker :*

Your committee on resolutions, to whom was referred house concurrent resolution No. 5, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it be adopted with the following amendment:

AMENDMENT.

That the words "necessary clerical aid" be stricken out and there be inserted the words "two expert accountants and two clerks" in lieu thereof. That the compensation of the two expert accountants shall be not to exceed seven dollars and fifty cents each per day for each day actually employed, and the compensation of the two clerks shall be not to exceed five dollars each per day for each day actually employed.

J. M. LONG.  
Chairman.

On motion of Mr. Cole, the amendment was adopted.

On motion of Mr. Myers, the resolution as amended was adopted.

The following communication was received from the Honorable the Secretary of State:—

COMMUNICATION.

OFFICE OF THE SECRETARY OF STATE,  
SALEM, Oregon,  
January 17, 1895. }

*To the Honorable the Speaker of the House of Representatives of the Legislative Assembly of the State of Oregon:*

I have the honor herewith to return to the house house bill No. 180 of the seventeenth biennial session of the legislative assembly, which was filed in this office February 22, 1893, together with the objections of the governor thereto.

Yours, very respectfully,

H. R. KINCAID,  
Secretary of State.

On motion of Mr. Hofer, the house adjourned.

R. E. MOODY,  
Chief Clerk.

TUESDAY, JANUARY 22, 1895.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 22, 1895. }

The house was called to order at 9:30 o'clock a. m., pursuant to adjournment, by the speaker.

The session was opened with prayer by Bishop Dillon.

The roll was called, and all the members were present, except Messrs. Smith of Josephine and Scott.

Mr. Myers moved that the reading of the journal be dispensed with.

The motion was lost.

The minutes were read and corrected to show that Mr. Lester was allowed to substitute a bill for house bill No. 84, withdrawn. The journal was then approved.

Mr. Cole moved that the vote for United States senator in this house be made a special order of business at 2 o'clock this afternoon.

The motion prevailed.

Speaker Moores stated that he had received from the Douglas county delegation a neat gavel, for which he returned sincere thanks.

The speaker named from the house under house joint resolution No. 1, Messrs. Lester, McCracken, and Wright.

The speaker named the standing committees of the house as follows:—

#### STANDING COMMITTEES.

Agriculture—Messrs. Craig, Dunn, and Keyt.

Alcoholic Traffic—Messrs. Tigard, Hope, and Nealon.

Assessment and Taxation—Messrs. Long, Conn, Patterson, Burke, and David.

Banking and Insurance—Messrs. Hofer, Templeton, and Paxton.

Claims—Messrs. Smith, Cooper, and Hillegas.

Capitol Building and Grounds—Messrs. Blundell, Calvert, and Buckman.

Commerce—Messrs. McCracken, Lester, Daly, Cardwell, and Templeton.

Counties—Messrs. Lyle, Templeton, Hope, McGreer, and Shutrum.

Corporations—Messrs. Bridges, Cardwell, and Tigard.

Education—Messrs. Barkley, Blundell, Cleeton, Conn, and Jeffrey.

Elections—Messrs. Beach, Baker, Smith of Clackamas, Patterson, and Buckman.

Engrossed Bills—Messrs. Sehlbrede, Moorhead, and Smith of Linn.

Enrolled Bills—Messrs. Gates, Hofer, and Stanley.

Federal Relations—Messrs. Smith of Polk, McCracken, and Huffman.

Fisheries and Game—Messrs. Lester, Myers, Coon, Bridges, and Stewart.

Food and Dairy Products—Messrs. Yates, Rinearson, and Smith of Polk.

Horticulture—Messrs. Coon, Yates, and Rinearson.

Indian Affairs—Messrs. Cooper, Gowdy, and Gurdane.

Internal Improvements—Messrs. Cleeton, Mintie, and McGreer.

Irrigation—Messrs. Davis, Wright, and Conn.

Judiciary—Messrs. Paxton, Long, Sehlbrede, Smith of Josephine, and Cole.

Labor—Messrs. Stanley, Curtis, and Mintie.

Manufactures—Messrs. Scott, Davis, and Nealon.

Medicine and Pharmacy—Messrs. Smith of Clackamas, Calvert, and Smith of Linn.

Military Affairs—Messrs. Baker, Mintie, and Yates.

Mining—Messrs. Dunn, Scott, and Young.

Penal, Reformatory, and Charitable Institutions—Messrs. Myers, Gurdane, and Burleigh.

Printing—Messrs. Curtis, Beach, and Guild.

Public Lands—Messrs. Thompson, Blundell, Cardwell, Shutrum, and Stewart.

Public Morals—Messrs. Boothby, Barkley, and Burleigh.

Public Library—Messrs. Keyt, Cole, and Lyle.

Railways and Transportation—Messrs. Smith of Josephine, Gates, Daly, Thompson, and Guild.

Roads and Highways—Messrs. David, Craig, and Huffman.

Rules and Joint Rules—Messrs. Jeffrey, Hillegas, and Calvert.

Salaries and Mileage—Messrs. Moorhead, Patterson, and Gowdy.

Statistics and Immigration—Messrs. Young, Boothby, and Burke.

Ways and Means—Messrs. Wright, Gates, Paxton, Smith of Polk, and Hofer.

The speaker caused the laws to be read on the election of a United States senator.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 22, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that senate bill No. 41 has been correctly enrolled.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

The speaker announced that he was about to sign senate bill No. 41, and soon thereafter declared that he had signed the same.

Mr. Paxton moved that we proceed to the fifth order of business.

The motion prevailed.

House bill No. 91. Mr. McCracken. A bill for an act relating to the transfer of real estate.

The bill was read first time and passed to second reading without question.

House bill No. 92. Mr. Blundell. A bill for an act to amend an act entitled an act to fix the salaries of the county treasurers of this state, and to repeal all acts and parts of acts in conflict with this act.

The bill was read first time and passed to second reading without question.

House bill No. 93. Mr. Boothby. A bill for an act to amend section 3350 of title I of chapter XXXVIII of W. Lair Hill's annotated laws of Oregon.

Mr. Barkley moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of



Clackamas, Smith of Polk, Smith of Linn, Thompson, Tigard, Young, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Gates, Guild, Paxton, Rinearson, Scott, Smith of Josephine, Templeton, Wright, and Yates—9.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

House bill No. 94. Mr. Moorhead. A bill for an act to prevent black-listing and keeping a black list.

The bill was read first time and passed to second reading without question.

House bill No. 95. Mr. McCracken (by request). A bill for an act to require the preservation of official bonds and a record thereof.

The bill was read first time and passed to second reading without question.

House bill No. 96. Mr. Wright. A bill for an act for the relief of Union county.

The bill was read first time and passed to second reading without question.

House bill No. 97. Mr. Hillegas. A bill for an act limiting attorneys' fees to be recovered.

The bill was read first time and passed to second reading without question.

House bill No. 98. Mr. Burleigh. A bill for an act to abolish attorneys' fee clauses in written contracts.

The bill was read first time and passed to second reading without question.

House bill No. 99. Mr. Daly. A bill for an act authorizing the recorder of conveyances in the several counties of this state to take acknowledgment of deeds and administer oaths.

The bill was read first time and passed to second reading without question.

House bill No. 100. Mr. Curtis. A bill for an act to amend section 4061 of title I of chapter LXXVI of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill.

The bill was read first time and passed to second reading without question.

House bill No. 101. Mr. McCracken (by request). A bill for an act to amend section 2762 of Hill's annotated laws of Oregon, relating to the duties of county assessor.

The bill was read first time and passed to second reading without question.

House bill No. 102. Mr. Burleigh. A bill for an act to repeal the specific contract law.

The bill was read first time and passed to second reading without question.

House bill No. 103. Mr. Boothby. A bill for an act to repeal sections 1, 2, 3, 4, 5, 6, 7, 8, 9, and 10 of an entitled an act to provide a state board of equalization, to prescribe the manner of its creation, and its powers and duties.

The bill was read first time and passed to second reading without question.

House bill No. 104. Mr. Young. A bill for an act to facilitate the trial and adjudication of suits in equity in the eighth judicial district of the state of Oregon.

The bill was read first time and passed to second reading without question.

House bill No. 105. Mr. McCracken (by request). A bill for an act to regulate the keeping of county accounts by the county clerk and county treasurer, and to authorize the county court to create a sinking fund for the purpose of paying off and retiring county warrants.

The bill was read first time and passed to second reading without question.

House bill No. 106. Mr. Sehlbrede. A bill for an act to amend an act entitled an act to prevent nuisances, approved February 25, 1889.

The bill was read first time and passed to second reading without question.

House bill No. 107. Mr. Curtis. A bill for an act to amend section 2 of an act entitled an act to regulate the sale of spirituous, malt, and vinous liquors and to prevent the sale thereof without having first obtained a license therefor, and to repeal all laws and parts of laws in conflict herewith.

The bill was read first time and passed to second reading without question.

House bill No. 108. Mr. Hope. A bill for an act creating the ninth judicial district of the state of Oregon and providing for the appointment of a judge and prosecuting attorney thereof, and prescribe the times and places of holding the terms of circuit court of said judicial district.

The bill was read first time and passed to second reading without question.

House bill No. 109. Mr. Hope. A bill for an act to facilitate the trial and adjudication of suits in equity in the ninth judicial district in the state of Oregon.

The bill was read first time and passed to second reading without question.

House bill No. 110. Mr. Boothby. A bill for an act to pro-

vide for a board of pardons and clerk thereof, provide duties, and fix the compensation.

The bill was read first time and passed to second reading without question.

House bill No. 111. Mr. Sehlbrede. A bill for an act to amend sections 537 and 541 of Hill's annotated laws.

The bill was read first time and passed to second reading without question.

House bill No. 112. Mr. Curtis. A bill for an act to amend section 7 of an act entitled an act to provide for a more effective protection of game, fish, and song birds, for the appointment of a game and fish protector and to define his duties, and to repeal an act entitled an act to provide for the propagation and preservation of salmon and food fishes in the public waters of the state of Oregon, including so much of the streams which form a common boundary between said state and adjacent territories, and appropriating money therefor; also for the appointment of a fish commission, approved February 18, 1887.

The bill was read first time and passed to second reading without question.

House bill No. 113. Mr. Sehlbrede. A bill for an act entitled an act to prevent the production and sale of unwholesome food, and to regulate sales of adulterated food, drinks, and medicine.

The bill was read first time and passed to second reading without question.

House bill No. 114. Mr. Sehlbrede. A bill for an act to amend sections 1429 and 1448 of Hill's annotated laws of Oregon, relating to appeals in criminal cases.

The bill was read first time and passed to second reading without question.

House bill No. 115 was introduced by Mr. Smith of Josephine.

House bill No. 116 was introduced by Mr. Patterson.

House bill No. 117 was introduced by Mr. Barkley.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 22, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has concurred in the house amendments to senate concurrent resolution No. 4.

WALTER SINCLAIR,  
Chief clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 22, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that he has signed senate bill No. 41.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 22, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has concurred in the house amendments to senate concurrent resolution No. 9.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 22, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has concurred in house concurrent resolution No. 3.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

House bill No. 118 was introduced by Mr. Craig.  
House bill No. 119 was introduced by Mr. Dunn.  
House bill No. 120 was introduced by Mr. McGreer.  
House bill No. 121 was introduced by Mr. Jeffrey.  
House bill No. 122 was introduced by Mr. Cooper.  
House bill No. 123 was introduced by Mr. McCracken.  
House bill No. 124 was introduced by Mr. Cardwell.

House bill No. 125 was introduced by Mr. Curtis.  
House bill No. 126 was introduced by Mr. Paxton.  
House bill No. 127 was introduced by Mr. Gowdy.  
House bill No. 128 was introduced by Mr. Guild.  
House bill No. 129 was introduced by Mr. Smith of Polk.  
House bill No. 130 was introduced by Mr. Moorhead.  
House bill No. 131 was introduced by Mr. Patterson.  
House bill No. 132 was introduced by Mr. Shutrum.  
House bill No. 133 was introduced by Mr. Gurdane.  
House bill No. 134 was introduced by Mr. Jeffrey.  
House bill No. 135 was introduced by Mr. Boothby.  
House bill No. 136 was introduced by Mr. Davis.  
House bill No. 137 was introduced by Mr. Smith of Josephine.  
House bill No. 138 was introduced by Mr. Craig.  
House bill No. 139 was introduced by Mr. Huffman.  
House bill No. 140 was introduced by Mr. Tigard.  
House bill No. 141 was introduced by Mr. Buckman.  
House bill No. 142 was introduced by Mr. Curtis.  
House bill No. 143 was introduced by Mr. Cole.  
House bill No. 144 was introduced by Mr. Wright.  
House bill No. 145 was introduced by Mr. Hope.  
House bill No. 146 was introduced by Mr. Young.  
House bill No. 147 was introduced by Mr. Yates.  
House bill No. 148 was introduced by Mr. Myers.  
House bill No. 149 was introduced by Mr. Thompson.  
House bill No. 150 was introduced by Mr. Smith of Polk.  
House bill No. 151 was introduced by Mr. Patterson.  
House bill No. 152 was introduced by Mr. Shutrum.  
House bill No. 153 was introduced by Mr. Dunn.  
House bill No. 154 was introduced by Mr. Barkley.  
House bill No. 155 was introduced by Mr. Nealon.  
House bill No. 156 was introduced by Mr. Davis.  
House bill No. 157 was introduced by Mr. Gurdane.  
House bill No. 158 was introduced by Mr. Jeffrey.  
House bill No. 159 was introduced by Mr. McGreer.  
House bill No. 160 was introduced by Mr. Boothby.  
House bill No. 161 was introduced by Mr. Hofer.  
House bill No. 162 was introduced by Mr. Burleigh.  
House bill No. 163 was introduced by Mr. Smith of Josephine.  
House bill No. 164 was introduced by Mr. Smith of Polk.  
House bill No. 165 was introduced by Mr. McCracken.  
House bill No. 166 was introduced by Mr. Huffman.  
House bill No. 167 was introduced by Mr. Myers.  
House bill No. 168 was introduced by Mr. Wright.  
House bill No. 169 was introduced by Mr. Curtis.

House bill No. 170 was introduced by Mr. Tigard.  
House bill No. 171 was introduced by Mr. Yates.  
House bill No. 172 was introduced by Mr. Young.  
House bill No. 173 was introduced by Mr. Sehlbrede.  
House bill No. 174 was introduced by Mr. Shutrum.  
House bill No. 175 was introduced by Mr. Dunn.  
House bill No. 176 was introduced by Mr. Craig.  
House bill No. 177 was introduced by Mr. Smith of Josephine.  
House bill No. 178 was introduced by Mr. Jeffrey.  
House bill No. 179 was introduced by Mr. Sehlbrede.  
House bill No. 180 was introduced by Mr. Bridges.  
House bill No. 181 was introduced by Mr. Cole.  
House bill No. 182 was introduced by Mr. Curtis.  
House bill No. 183 was introduced by Mr. Huffman.  
House bill No. 184 was introduced by Mr. Beach.  
House bill No. 185 was introduced by Mr. Smith of Josephine.  
House bill No. 186 was introduced by Mr. Long.  
House bill No. 187 was introduced by Mr. Cole.  
House bill No. 188 was introduced by Mr. Curtis.  
House bill No. 189 was introduced by Mr. Cole.  
House bill No. 190 was introduced by Mr. Young.  
House bill No. 191 was introduced by Mr. Shutrum.  
House bill No. 192 was introduced by Mr. Sehlbrede.  
House bill No. 193 was introduced by Mr. Smith of Josephine.  
House bill No. 194 was introduced by Mr. Jeffrey.  
House bill No. 195 was introduced by Mr. Cole.  
House bill No. 196 was introduced by Mr. Paxton.  
House bill No. 197 was introduced by Mr. Beach.  
House bill No. 198 was introduced by Mr. Curtis.  
House bill No. 199 was introduced by Mr. Cole.  
House bill No. 200 was introduced by Mr. Long.  
House bill No. 201 was introduced by Mr. Smith of Josephine.  
House bill No. 202 was introduced by Mr. Cole.  
House bill No. 203 was introduced by Mr. Curtis.  
House bill No. 204 was introduced by Mr. Long.  
House bill No. 205 was introduced by Mr. Guild.  
House bill No. 206 was introduced by Mr. Smith of Josephine.  
House bill No. 207 was introduced by Mr. Smith of Josephine.  
House bill No. 208 was introduced by Mr. Smith of Josephine.  
House bill No. 209 was introduced by Mr. Long.  
House bill No. 210 was introduced by Mr. Smith of Josephine.  
House bill No. 211 was introduced by Mr. Smith of Josephine.  
House bill No. 212 was introduced by Mr. Smith of Josephine.  
House bill No. 213 was introduced by Mr. Long, by request.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 22, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that the senate has adopted senate concurrent resolution No. 13, to appoint a committee to examine the insane asylum books and papers and employ clerical aid.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

## SENATE CONCURRENT RESOLUTION NO. 13.

*Resolved by the Senate, the House concurring,* That a committee of two on the part of the senate and three on the part of the house be appointed to examine the books of the superintendent, and inquire into the management of the Oregon insane asylum, and also to inquire into certain scandalous reports regarding the same. The said committee shall be authorized to employ one expert at seven dollars and fifty cents per day and one clerk at five dollars, for a time not to exceed ten days.

House bill No. 115. Mr. Smith of Josephine. A bill for an act to repeal sections 1, 2, and 3 of an act entitled an act to amend sections 2575, 2576, and 2577, being a part of title I, chapter XVI of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill, pertaining to education, approved February 25, 1884, and sections 2575, 2576, and 2577 of Hill's annotated laws of Oregon of the compilation of 1887.

The bill was read first time and passed to second reading without question.

House bill No. 116. Mr. Patterson. A bill for an act granting additional powers to the mayor and common council of the town of Canyon City, and amending sections 1, 7, and 16 of an act entitled "An act to incorporate the town of Canyon City, Grant county, state of Oregon," filed in the office of the secretary of state February 18, 1891.

The bill was read first time and passed to second reading without question.

The speaker announced the house committee on house concurrent resolution No. 3 to be Messrs. Cleeton, Smith of Linn, and Stanley.

House bill No. 117. Mr. Barkley. A bill for an act entitled



an act to define medical institutions or colleges in good standing.

The bill was read first time and passed to second reading without question.

House bill No. 118. Mr. Craig. A bill for an act to repeal an act of the seventeenth legislative assembly of the state of Oregon entitled an act to provide for an additional circuit judge for the third judicial district in the state of Oregon.

The bill was read first time and passed to second reading without question.

House bill No. 119. Mr. Dunn. A bill for an act for the establishment of a state normal school at Ashland, and providing for the management thereof and appropriation for the same.

Mr. Barkley moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Moorhead, Myers, Nealon, Patterson, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Craig, Gates, Lyle, Mintie, Paxton, Scott, Smith of Clackamas, Smith of Polk, and Wright—9.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

House bill No. 120. Mr. McGreer. A bill for an act to amend section 4 (four) of an act entitled an act to amend section 4085 of an act entitled an act to amend sections 4061, 4070, and 4085 of title I, chapter LXXVI of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill.

The bill was read first time and passed to second reading without question.

House bill No. 121. Mr. Jeffrey. A bill for an act to create the office of state assessor, to prescribe his powers and duties, manner and time of his election, and to provide for his compensation; to abolish the state board of equalization as now constituted, and impose its powers and duties on the governor, secretary of state, and state assessor; to amend sections 1, 8, 9, and 10, and repeal sections 2, 3, 4, 5, and 6 of an act entitled an act to provide a state board of equalization, to prescribe the manner of its creation, and its powers and duties, filed in the office of the secretary of state February 21, 1891.



The bill was read first time and passed to second reading without question.

On motion of Mr. Myers, the house adjourned.

WALTER SINCLAIR,  
Chief clerk.

---

AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 22, 1895. }

The house was called to order, pursuant to adjournment, at 1:30 o'clock p. m. by the speaker.

The roll was called, and all members were present, except Messrs. Rinearson, Scott, and Wright.

Mr. Coon moved that the house proceed to the fourth order of business.

The motion prevailed.

Mr. Coon introduced house concurrent resolution No. 17.

HOUSE CONCURRENT RESOLUTION NO. 17.

Whereas there is a growing belief among the people that the election of United States senator by the legislatures of the different states is the occasion of much corruption as well as interference with legislative business; and whereas under the present system it is easy for the money power and corporate interests to defeat for that high office those who refuse to become subservient thereto; and whereas the choice of the poor man out of money and without employment is entitled to equal respect with that of any other person; therefore, be it

*Resolved*, That our senators and representatives in congress are requested to use all honorable means to secure the adoption of an amendment to the constitution of the United States authorizing the election of United States senator by the direct vote of the people; be it further

*Resolved*, That the secretary of state be and he is hereby instructed to forward to each of our senators and representatives at Washington, D. C., a copy of these resolutions.

Mr. Coon moved that the rules be suspended and the vote on the adoption be taken now.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, David, Davis, Gates, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Lyle, McGreer, Mintie, Moorhead, Nealon, Patterson, Paxton, Rinearson, Shutrum, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Thompson, Yates, Young, and Mr. Speaker—47.

Nays—Messrs. Blundell, Daly, Gowdy, McCracken, Myers, Sehlbrede, Smith of Josephine, and Stanley—8.

Absent—Messrs. Dunn, Long, Scott, Tigard, and Wright—5.

So the motion prevailed.

The hour having arrived which had been fixed for voting for United States senator, the matter was taken up.

Mr. Paxton placed in nomination Hon. Joseph N. Dolph of Multnomah county.

A call of the house was demanded by Messrs. Burke and Guild.

Upon the calling of the roll the following were found to be present:—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—57.

Absent—Messrs. Dunn, Scott, and Wright—3.

Mr. Scott was granted leave of absence on account of illness.

The sergeant-at-arms was instructed to bring Messrs. Dunn and Wright within the bar of the house.

Mr. Paxton moved that further proceeding under call of the house be dispensed with.

The motion prevailed.

Mr. Baker placed in nomination Hon. F. A. Moore of Columbia county.

Mr. Sehlbrede seconded the nomination of Hon. J. N. Dolph.

Mr. Burleigh placed in nomination Hon. Wm. D. Hare of Washington county.

There being no further nominations, the roll was called and the vote was:

Those voting for Mr. Dolph were: Messrs. Beach, Blundell, Bridges, Calvert, Cardwell, Cleeton, Conn, Cooper, Daly, David, Davis, Gowdy, Keyt, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Paxton, Sehlbrede, Shutrum, Stanley, Smith of

Clackamas, Smith of Polk, Smith of Josephine, Templeton, Thompson, and Mr. Speaker—29.

Those voting for Mr. Moore were: Messrs. Baker, Barkley, Boothby, Burke, Cole, Coon, Craig, Curtis, Gates, Guild, Gurdane, Hillegas, Hofer, Hope, Lester, Lyle, Patterson, Rinearson, Smith of Linn, Tigard, Wright, and Yates—22.

Those voting for Mr. Hare were: Messrs. Buckman, Burleigh, Huffman, Jeffrey, Nealon, Stewart, and Young—7.

Those voting for Mr. Lord were: Mr. Dunn—1.

Absent—Mr. Scott—1.

Mr. Coon moved the adoption of house concurrent resolution No. 17.

Messrs. Coon and Hillegas demanded the ayes and nays:

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McGreer, Mintie, Moorhead, Nealon, Patterson, Paxton, Rinearson, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Tigard, Yates, Young, and Mr. Speaker—52.

Nays—Messrs. Cardwell, McCracken, Myers, Sehlbrede, Smith of Josephine, and Thompson—6.

Absent—Messrs. Scott and Wright—2.

So the resolution was adopted.

Mr. Smith of Josephine introduced house joint resolution No. 4.

#### HOUSE JOINT RESOLUTION NO. 4.

*Resolved by the House, the Senate concurring,* That the following amendment to the constitution of the state of Oregon be and the same is hereby proposed: That section 3 (three) of article XI (eleven) of the constitution of the state of Oregon be and the same is hereby abrogated, and in place thereof section 3 (three) of article XI (eleven) shall be as follows:

#### ARTICLE XI.

Section 3. Each stockholder of a corporation or joint stock association shall be individually and personally liable for such proportion of all its debts and liabilities contracted or incurred during the time he was a stockholder, as the amount of stock or shares owned by him bears to the whole of the subscribed capital stock or shares of the corporation or association. The directors

Messrs. Baker, Barkley, Beach, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, David, Davis, Gates, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Lyle, McGreer, Mintie, Moorhead, Nealon, Patterson, Paxton, Rinearson, Shutrum, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Thompson, Yates, Young, and Mr. Speaker—47.

Nays—Messrs. Blundell, Daly, Gowdy, McCracken, Myers, Sehlbrede, Smith of Josephine, and Stanley—8.

Absent—Messrs. Dunn, Long, Scott, Tigard, and Wright—5.

So the motion prevailed.

The hour having arrived which had been fixed for voting for United States senator, the matter was taken up.

Mr. Paxton placed in nomination Hon. Joseph N. Dolph of Multnomah county.

A call of the house was demanded by Messrs. Burke and Guild.

Upon the calling of the roll the following were found to be present:—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—57.

Absent—Messrs. Dunn, Scott, and Wright—3.

Mr. Scott was granted leave of absence on account of illness.

The sergeant-at-arms was instructed to bring Messrs. Dunn and Wright within the bar of the house.

Mr. Paxton moved that further proceeding under call of the house be dispensed with.

The motion prevailed.

Mr. Baker placed in nomination Hon. F. A. Moore of Columbia county.

Mr. Sehlbrede seconded the nomination of Hon. J. N. Dolph.

Mr. Burleigh placed in nomination Hon. Wm. D. Hare of Washington county.

There being no further nominations, the roll was called and the vote was:

Those voting for Mr. Dolph were: Messrs. Beach, Blundell, Bridges, Calvert, Cardwell, Cleeton, Conn, Cooper, Daly, David, Davis, Gowdy, Keyt, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Paxton, Sehlbrede, Shutrum, Stanley, Smith of

Clackamas, Smith of Polk, Smith of Josephine, Templeton, Thompson, and Mr. Speaker—29.

Those voting for Mr. Moore were: Messrs. Baker, Barkley, Boothby, Burke, Cole, Coon, Craig, Curtis, Gates, Guild, Gurdane, Hillegas, Hofer, Hope, Lester, Lyle, Patterson, Rinearson, Smith of Linn, Tigard, Wright, and Yates—22.

Those voting for Mr. Hare were: Messrs. Buckman, Burleigh, Huffman, Jeffrey, Nealon, Stewart, and Young—7.

Those voting for Mr. Lord were: Mr. Dunn—1.

Absent—Mr. Scott—1.

Mr. Coon moved the adoption of house concurrent resolution No. 17.

Messrs. Coon and Hillegas demanded the ayes and nays:

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McGreer, Mintie, Moorhead, Nealon, Patterson, Paxton, Rinearson, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Tigard, Yates, Young, and Mr. Speaker—52.

Nays—Messrs. Cardwell, McCracken, Myers, Sehlbrede, Smith of Josephine, and Thompson—6.

Absent—Messrs. Scott and Wright—2.

So the resolution was adopted.

Mr. Smith of Josephine introduced house joint resolution No. 4.

#### HOUSE JOINT RESOLUTION NO. 4.

*Resolved by the House, the Senate concurring,* That the following amendment to the constitution of the state of Oregon be and the same is hereby proposed: That section 3 (three) of article XI (eleven) of the constitution of the state of Oregon be and the same is hereby abrogated, and in place thereof section 3 (three) of article XI (eleven) shall be as follows:

#### ARTICLE XI.

Section 3. Each stockholder of a corporation or joint stock association shall be individually and personally liable for such proportion of all its debts and liabilities contracted or incurred during the time he was a stockholder, as the amount of stock or shares owned by him bears to the whole of the subscribed capital stock or shares of the corporation or association. The directors

or trustees of corporations and joint stock associations shall be jointly and severally liable to the creditors and stockholders for all moneys embezzled or misappropriated by the officers of such corporation or joint stock association during the term of office of such director or trustee.

The resolution was referred to the committee on resolutions.

Mr. Hofer introduced house joint resolution No. 5.

#### HOUSE JOINT RESOLUTION NO 5.

*Resolved by the House, the Senate concurring,* That the following amendment to the constitution of the state of Oregon be and the same is hereby proposed: That section 19, article IV, be amended by adding thereto the following words: "*provided*, that a bill which has passed both houses and secured the approval of the governor, or has by him been filed with the secretary of state, shall, upon request of one third of the members of either house who voted against such bill, such request and the names of such members having been entered upon the journal of either house, be submitted to a vote of the people at the next regular election, in the manner provided by section 1, article XVII of the constitution of Oregon; and unless such measure receive a majority of the entire vote cast at such election, the same shall not become a law."

The resolution was referred to the committee on resolutions.

Mr. Yates introduced house resolution No. 22.

#### HOUSE RESOLUTION NO. 22.

*Resolved,* That the speaker of the house be and is hereby requested to appoint G. G. Ganz assistant doorkeeper.

The resolution was referred to the committee on resolutions.

Mr. Burleigh introduced house joint resolution No. 6.

#### HOUSE JOINT RESOLUTION NO. 6.

*Resolved by the House, the Senate concurring,* That it is the judgment of this legislative assembly of Oregon that Oregon's delegation in congress should use all honorable means to secure the foreclosure of the mortgages held by the government on the Union Pacific Railroad, and that railroads should be operated by the government in the interest of the people.

*Resolved,* That the secretary of state be and is hereby instructed to forward to each of Oregon's senators and representatives in congress a copy of this resolution.

The resolution was referred to the committee on resolutions.

Mr. Moorhead introduced house joint resolution No. 7.

## HOUSE JOINT RESOLUTION NO. 7.

*Resolved, by the House, the Senate concurring,* That the following amendment to the constitution of the state of Oregon be and is hereby proposed: That section 14 of article II of the constitution of the state of Oregon be and the same is hereby abrogated and in lieu thereof section 14 of article II of the constitution of the state of Oregon shall be as follows:

Section 14. General elections shall be held on the Tuesday next after the first Monday in November biennially.

The resolution was referred to the committee on resolutions.

Mr. Bridges introduced house concurrent resolution No. 18.

## HOUSE CONCURRENT RESOLUTION NO. 18.

*Resolved by the House, the Senate concurring,* That a committee of three on the part of the house and two on the part of the senate be appointed to visit the public works in the state, including the jetty at the mouth of the Columbia river and the locks at the cascades, with power to employ the necessary clerical aid, and report to the legislature.

The resolution was referred to the committee on resolutions.

Mr. Long, chairman of the committee on resolutions, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 22, 1895. }

*Mr. Speaker:*

Your committee on resolutions, to whom was referred house concurrent resolution No. 13, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it be adopted.

J. M. LONG,  
Chairman.

On motion of Mr. Sehlbrede, the report was adopted.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 22, 1895. }

*Mr. Speaker:*

Your committee on resolutions, to whom was referred senate concurrent resolution No. 7, beg leave to report that we have



had the same under consideration, and respectfully report it back to the house with the recommendation that it be not adopted, for the reason that a prior resolution covers the same subject.

J. M. LONG,  
Chairman.

On motion of Mr. Thompson, the resolution was adopted.  
Mr. Smith of Josephine introduced house joint resolution No. 8.

#### HOUSE JOINT RESOLUTION NO. 8.

*Resolved by the House, the Senate concurring:* That the following amendment to the constitution of the state of Oregon be and the same is hereby proposed: That section 1 (one) of article XVII (seventeen) of the constitution of the state of Oregon be and the same is hereby abrogated, and in lieu thereof section 1 of article XVII shall be as follows:—

#### ARTICLE XVII.

Section 1. Any amendment or amendments to this constitution may be proposed in the senate or house of representatives, and if agreed on by a majority of all the members elected to each of the two houses, such proposed amendment shall, with the ayes and nays thereon, be entered on their journals, and it shall be the duty of the legislature to submit such proposed amendment or amendments to the electors of the state in such manner and at such time, and after such publication, for not less than two months, as may be deemed expedient, in not less than six newspapers. If the majority of the electors shall approve and ratify such amendment or amendments, or any of them, such amendment or amendments shall become a part of this constitution.

The resolution was referred to the committee on resolutions.

Mr. Myers was granted leave of absence for the remainder of the day.

Mr. Smith of Josephine introduced house joint resolution No. 9.

#### HOUSE JOINT RESOLUTION NO. 9.

Whereas it is charged that the present manner of selection and sale of school lands and lieu lands and swamp lands has been and is controlled in the interest of speculators and to the detriment of settlers; and whereas it is charged that the school lands and lieu lands are sold for prices in excess of the price fixed by law; and whereas it is charged that the members of the board of school land commissioners have permitted speculation in the school and swamp lands of the state; therefore, be it



*Resolved by the House, the Senate concurring,* That a committee of three on the part of the house and two on the part of the senate be appointed to investigate the manner of selecting, listing, and selling the school lands of the state and lieu lands, and the board of commissioners for sale of school lands, and all accounts of the sale of swamp, school, and other state lands, with power to require the attendance of witnesses, and to examine them and to administer oath for the production of evidence, and to employ necessary clerical aid not to exceed two clerks at not more than five dollars per day unless otherwise ordered; that said committee be required to report within twenty days; that said committee is also empowered to make such recommendations for legislation as they may think proper.

The resolution was referred to the committee on resolutions.

Mr. Long, chairman of the committee on resolutions, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 22, 1895. }

*Mr. Speaker:*

Your committee on resolutions, to whom was referred house concurrent resolution No. 7, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it be laid on the table, for the reason that we have had the same under consideration under senate concurrent resolution No. 13, which has been already reported to the house.

J. M. LONG,  
Chairman.

On motion of Mr. Hofer, the report was adopted.

Mr. Long, chairman of the committee on resolutions, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 22, 1895. }

*Mr. Speaker:*

Your committee on resolutions, to whom was referred house resolution No. 7, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it be adopted.

J. M. LONG,  
Chairman.

On motion of Mr. Hofer, the report was adopted.

Mr. Long, chairman of the committee on resolutions, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 21, 1895. }

*Mr. Speaker :*

Your committee on resolutions, to whom was referred senate concurrent resolution No. 10, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it be not adopted for the following reason: That the house has referred the matters contained in the resolution to the standing committees on military affairs of the senate and house.

J. M. LONG,  
Chairman.

On motion of Mr. Thompson, the report was adopted.

Mr. Long, chairman of the committee on resolutions, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 23, 1895. }

*Mr. Speaker :*

Your committee on resolutions, to whom was referred senate concurrent resolution No. 5, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it be not adopted.

J. M. LONG,  
Chairman.

On motion of Mr. Hofer, the report was adopted.

Mr. Long, chairman of the committee on resolutions, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 22, 1895. }

*Mr. Speaker :*

Your committee on resolutions, to whom was referred house concurrent resolution No. 2, beg leave to report that we have

1895

had the same under consideration, and respectfully report it back to the house with the recommendation that it be not adopted.

J. M. LONG,  
Chairman.

On motion of Mr. Hofer, the report was adopted.

Mr. Long, chairman of the committee on resolutions, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 22, 1895. }

*Mr. Speaker:*

Your committee on resolutions, to whom was referred house concurrent resolution No. 8, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it be not adopted, for the reason that no specific charges have been alleged which would justify the large expense that would be attendant upon such examination, and it is the opinion of your committee that no examination should be allowed, except upon the recommendation of the special committee appointed under senate concurrent resolution No. 13.

J. M. LONG,  
Chairman.

On motion of Mr. Long, the report was adopted.

House bill No. 214 was introduced by Mr. Barkley.

House bill No. 215 was introduced by Mr. Jeffrey.

House bill No. 216 was introduced by Mr. Smith of Josephine.

House bill No. 217 was introduced by Mr. Jeffrey.

House bill No. 218 was introduced by Mr. Cooper.

House bill No. 219 was introduced by Mr. Smith of Josephine.

House bill No. 220 was introduced by Mr. Paxton.

House bill No. 221 was introduced by Mr. Paxton.

House bill No. 222 was introduced by Mr. Smith of Polk.

House bill No. 122. Mr. Cooper. A bill for an act to repeal section 139 of chapter XI, and section 182 of chapter XIV of an act entitled "An act to incorporate the city of Corvallis, and to define the powers and liabilities, in Benton county, state of Oregon, and to repeal certain acts therein specified," filed in the office of the secretary of state February 18, 1891; and to repeal subdivisions 2, 3, and 4 of section 37 of chapter V of said act, and to amend section 177 of chapter XIV of said act as amended by an act entitled "An act to amend sections 30 and 37 of chapter V, and section 94 of chapter X, and section 155 of

chapter XIII, and section 177 of chapter XIV of an act entitled an act to incorporate the city of Corvallis, and to define its powers and liabilities, in Benton county, state of Oregon, and to repeal certain acts therein specified, filed in the office of the secretary of state February 18, 1891," filed in the office of the secretary of state February 13, 1893.

The bill was read first time and passed to second reading without question.

Mr. Cooper moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Blundell, Boothby, Buckman, Calvert, Cardwell, Cleeton, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Gurdane, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Lyle, McCracken, McGreer, Moorhead, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—45.

Nays—None.

Absent—Messrs. Baker, Beach, Bridges, Burke, Burleigh, Cole, Gates, Guild, Hillegas, Long, Mintie, Myers, Rinearson, Scott, and Wright—15.

So the rules were suspended and the bill was read second time by title only.

On motion of Mr. Cooper, the bill was referred to the delegation from Benton county, with leave to report at any time.

House bill No. 123. Mr. McCracken. A bill for an act to more fully define the duties of the county commissioners of Multnomah county, and to adjust the compensation of said county commissioners.

The bill was read first time and passed to second reading without question.

House bill No. 124. Mr. Cardwell. A bill for an act to amend section 1180 of title VII of chapter XV of Hill's annotated laws of Oregon, as compiled by W. Lair Hill, relating to the compensation of executors and administrators.

The bill was read first time and passed to second reading without question.

House bill No. 125. Mr. Curtis. A bill for an act to prohibit the catching of salmon or other food fish by means of fish wheels, fish traps or pound nets or stationary gear.

The bill was read first time and passed to second reading without question.

House bill No. 126. Mr. Paxton. A bill for an act providing.

for liens upon horses and other animals for the cost of shoeing the same.

The bill was read first time and passed to second reading without question.

House bill No. 127. Mr. Gowdy. A bill for an act to amend section 2 of an act entitled "An act to amend sections 2789 and 2790 of the laws of Oregon, as compiled by W. Lair Hill, relating to the levy of taxes for state purposes, and to repeal sections 3772 and 3773 of the laws of Oregon, as compiled by W. Lair Hill, relating to the raising of revenue for military purposes, and to repeal section 1 of an act entitled 'An act to amend sections 1, 2 and 3,' and to repeal section 4 of an act entitled 'An act to aid in the support of the university of Oregon, approved October 17, 1882,'" filed in the office of the secretary of state February 25, 1889, relating to raising a revenue for the support of the state university, and providing for the raising of said military and university funds by a levy to be made sufficient to raise a gross sum for each instead of by a fixed rate of taxation, filed in the office of the secretary of state February 20, 1893.

The bill was read first time and passed to second reading without question.

House bill 128. Mr. Guild. A bill for an act to amend section 4093 of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill.

The bill was read first time and passed to second reading without question.

Mr. Craig, chairman of the special committee, consisting of the delegation from Marion county, to whom to whom was referred house bill No. 24, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
January 22, 1895. }

*Mr. Speaker:*

Your special committee, consisting of the delegation from Marion county, to whom was referred house bill No. 24, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

DAVID CRAIG,  
Chairman.

Mr. Sehlbrede moved that the rules be suspended and that house bill No. 24 be considered engrossed, read third time, and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, McCracken, Mintie, Moorhead, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Smith of Clackamas, Smith of Polk, Smith of Linn, Thompson, Tigard, Young, and Mr. Speaker—46.

Absent—Messrs. Burleigh, David, Gates, Guild, Long, Lyle, McGreer, Myers, Scott, Stewart, Smith of Josephine, Templeton, Wright, and Yates—14.

So the rules were suspended and the bill considered engrossed, read third time, and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Craig, Curtis, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Keyt, Lester, McCracken, McGreer, Mintie, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Thompson, Tigard, Yates, Young, and Mr. Speaker—43.

Absent—Messrs. Beach, Burleigh, Cooper, Daly, Gates, Guild, Jeffrey, Long, Lyle, Moorhead, Myers, Rinearson, Scott, Smith of Clackamas, Smith of Josephine, Templeton, and Wright—17.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Hofer moved that the house do now adjourn.

The motion prevailed.

R. E. MOODY,  
Chief clerk.

WEDNESDAY, JANUARY 23, 1895.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 23, 1895. }

The house was called to order at 9:30 o'clock a. m., pursuant to adjournment, by the speaker.

The session was opened with prayer by Rev. W. C. Kantner of Salem.

The roll was called, and all the members were present, except Messrs. Barkley, Coon, David, Keyt, Lyle, Patterson, Scott, Wright, and Young.

Mr. Scott was granted further leave of absence on account of illness.

Mr. Blundell moved that the reading of the journal be dispensed with.

The motion prevailed.

Mr. Hofer gave notice that he would offer the following motion: "The speaker shall appoint a standing committee of three, who shall, whenever reading of the journal is dispensed with, in whole or in part, revise and correct the same and report at the next sitting of the house."

Mr. Paxton moved that the joint rules of the house and senate be taken up.

The motion prevailed.

#### SENATE CONCURRENT RESOLUTION NO. 8.

*Be it resolved by the Senate, the House concurring, That the following rules be adopted as the joint rules of the house and senate for the eighteenth regular session:—*

#### JOINT RULES.

##### BILLS AND JOINT RESOLUTIONS.

Rule 1. While bills or joint resolutions are on their passage between the two houses they shall be on paper, under the signatures of their clerks, respectively, and in a sealed envelope.

Rule 2. After a bill or joint resolution shall have passed both houses it shall be duly enrolled on paper, and the clerk of the house where it originated shall indorse on the back thereof the house in which it originated, under which he shall place his signature.

Rule 3. Every bill or joint resolution, after being enrolled, shall be examined by the joint committee on enrolled bills, consisting of at least two members from each house, who shall compare the same with the engrossed bills, and correct any errors they may discover, so as to make it agree therewith, and make their reports forthwith to their respective houses.

Rule 4. And the president of the senate and the speaker of the house of representatives shall, before signing any bills or joint resolutions, notify their respective houses that they are about



to do so, and every bill and joint resolution reported to have been duly enrolled shall be first signed by the speaker of the house of representatives, who shall send the same to the senate, then signed by the president of the senate.

Rule 5. All bills and joint resolutions shall be signed by the speaker of the house of representatives and the president of the senate in their houses respectively, when in session, which shall be carefully noted on the journals of each house.

Rule 6. When any paper or papers proposed to be acted upon by both houses shall come before either, the house before which such paper or papers are laid, shall, after acting thereupon, lay it or them before the other house.

Rule 7. In case of disagreement between the two houses, after passing the usual formalities, each house shall appoint, at the request of the other, two members to act as a committee of conference, which committee shall meet, endeavor to compromise the matter in dispute, and report to each house their proceedings thereon.

Rule 8. In all cases where the sergeant-at-arms of either house, by reason of official engagements or other causes, be unable to execute the commands or process of the house in which he is an officer, it shall be the duty of the sergeant-at-arms of the other house to execute such commands, together with such process as may be directed to him by the presiding officer thereof.

Rule 9. When a message is sent to the house of representatives, or senate, it shall be announced at the door by the sergeant-at-arms or doorkeeper, and shall be respectfully communicated to the chair by the person by whom sent.

Rule 10. Messages shall be sent by such officers of the senate or house as the president of the senate or speaker of the house of representatives may designate for that purpose.

Rule 11. No bill which shall have passed one house shall be sent for concurrence to the other on either of the last two days of the session.

Rule 12. The president of the senate and speaker of the house of representative shall cause the clerk of each house to number the bills and resolutions originating in their respective houses.

Rule 13. All messages from one house to the other, and all resolutions or memorials accompanying, which require action on the part of the house receiving the same, shall be read immediately after their reception, unless a member has the floor, or a bill, resolution, or other document is being read, and in such case as soon as the member shall yield the floor or reading of such document is completed. In case of reading of resolutions, the presiding officer of the house receiving the same for concurrence shall announce: "You have heard the reading of the reso-



lution; what is the pleasure of the house, or senate?" as the case may be.

Mr. Paxton moved to amend by adding at the end of line 2 of rule 1 the words "and in a sealed envelope."

The motion prevailed.

Mr. Paxton moved that the joint rules as amended be adopted.

The motion prevailed.

The following communication was received from the Honorable the Secretary of State:—

#### COMMUNICATION.

OFFICE OF THE SECRETARY OF STATE, }  
SALEM, Oregon, }  
January 17, 1895. }

*To the Honorable the House of Representatives of the Legislative Assembly of the State of Oregon:*

I have the honor herewith to return to the house house bill No. 206 of the seventeenth session of the legislative assembly, which was filed in this office February 22, 1893, together with the objections of the governor thereto.

Yours, very respectfully,

H. R. KINCAID,  
Secretary of State.

#### MESSAGE FROM THE GOVERNOR.

STATE OF OREGON, EXECUTIVE DEPARTMENT, }  
SALEM, Oregon, }  
February 22, 1893. }

*To the Honorable the House of Representatives of the State of Oregon:*

House bill No. 206 is herewith returned with my disapproval. It provides for an appropriation of money raised by a general tax "for the sinking of artesian wells in the several counties of the state of Oregon containing arid lands." Such an expenditure of money is neither for governmental purposes nor for the general benefit. It would be an appropriation from the general fund for a local purpose, and would therefore be unjust, if not unconstitutional. Besides, under the terms of the bill, it would be in conflict with section 8, article IX of the constitution.

I veto the bill.

SYLVESTER PENNOYER,  
Governor.

Mr. Paxton moved that the bill and message be made a special order of business for tomorrow at 2 o'clock p. m.

The motion prevailed.

The following communication was received from the Honorable the Secretary of State:—

COMMUNICATION.

OFFICE OF THE SECRETARY OF STATE, }  
SALEM, Oregon, }  
January 17, 1893. }

*To the Honorable the House of Representatives of the Legislative Assembly of the State of Oregon:*

I have the honor herewith to return to the house house bill No. 180 of the seventeenth biennial session of the legislative assembly which was filed in this office February 22, 1893, together with the objections of the governor thereto.

Yours, very respectfully,

H. R. KINCAID,  
Secretary of State.

MESSAGE FROM THE GOVERNOR.

STATE OF OREGON, EXECUTIVE DEPARTMENT, }  
SALEM, Oregon, }  
February 22, 1895. }

*To the Honorable the House of Representatives of the State of Oregon:*

I herewith return without approval house bill No. 180. This is a duplicate of senate bill No. 86, already filed.

SYLVESTER PENNOYER,  
Governor.

Mr. Smith of Polk moved that the bill and veto be made a special order for 2 o'clock p. m. tomorrow.

The motion prevailed.

The following communication was received from the Honorable the Secretary of State:—

COMMUNICATION.

OFFICE OF THE SECRETARY OF STATE, }  
SALEM, Oregon, }  
January 18, 1895. }

*To the Honorable the House of Representatives of the Legislative Assembly of the State of Oregon:*

I have the honor herewith to return to the house house bill

No. 175 of the seventeenth biennial session of the legislative assembly, which was filed in this office February 22, 1893, together with the objections of the governor thereto.

Yours very respectfully,

H. R. KINCAID,  
Secretary of State.

MESSAGE FROM THE GOVERNOR.

STATE OF OREGON, EXECUTIVE DEPARTMENT, }  
SALEM, Oregon, }  
February 23, 1893. }

*To the Honorable the House of Representatives of the State of Oregon:*

House bill No. 175, amendatory of the election law, is herewith returned with my disapproval. The present election law has only been in operation for the past two years. It has secured that which every citizen should desire—the secrecy and sanctity of the ballot. The citizens of Oregon have become familiar with its provisions, and objections plausible at the time of its enactment are pointless now after successful trial. Although doubtless not intended, the effect of the change proposed by this bill would be to destroy in a measure the secrecy of the ballot and to afford an opportunity for vote buying. This result, it is most certain, would be desired neither by the legislature nor the people. I therefore veto the bill.

SYLVESTER PENNOYER,  
Governor.

Mr. Hofer moved that further consideration of the bill and message be discontinued.

Mr. Paxton moved to lay the matter on the table.

The motion prevailed.

The following communication was received from the Honorable the Secretary of State:—

COMMUNICATION.

OFFICE OF THE SECRETARY OF STATE, }  
SALEM, Oregon, }  
January 18, 1895. }

*To the Honorable the House of Representatives of the Legislative Assembly of the State of Oregon:*

I have the honor herewith to return to the house house bill No. 110, of the seventeenth biennial session of the legislative as-

sembly of the state of Oregon, which was filed in this office February 22, 1893, together with the objections of the governor thereto.

Yours, very respectfully,

H. R. KINCAID,  
Secretary of State.

#### MESSAGE FROM THE GOVERNOR.

STATE OF OREGON, EXECUTIVE DEPARTMENT, }  
SALEM, Oregon, }  
February 22, 1895. }

*To the Honorable the House of Representatives of the State of Oregon :*

I herewith return house bill No. 110 with my dissent. The purpose of this bill is similar to that of senate bill No. 108, already filed. Both provide for the protection of game and fish. But while the senate bill provides for the selection of a game and fish protector by the legislative assembly, the house bill provides for his selection by a commission thus elected. The legislature, by the provision of the house bill would thus be delegating to a commission the right to select an officer to enforce state laws, a right which it is doubtful if it possesses itself, but which, if possessed, it has no authority to delegate to others. This is a most unwarrantable departure from the true spirit of the constitution, which compels the governor to make oath that "he shall take care that the laws be faithfully executed," and which therefore confers upon him, instead of upon the legislature or upon a commissioner not recognized by the constitution, the appointment of all officers for the enforcement of state laws.

I veto the bill.

SYLVESTER PENNOYER,  
Governor.

On motion of Mr. Paxton, the bill and veto were made a special order of business for tomorrow at 2 o'clock p. m.

The following communication was received from the Honorable the Secretary of State:—

#### COMMUNICATION.

OFFICE OF THE SECRETARY OF STATE, }  
SALEM, Oregon, }  
January 18, 1895. }

*To the Honorable the House of Representatives of the Legislative Assembly of the State of Oregon :*

I have the honor herewith to return to the house house bill No.

103 of the seventeenth biennial session of the legislative assembly of the state of Oregon, which was filed in this office February 22, 1893, together with the objections of the governor thereto.

Yours very respectfully,

H. R. KINCAID,  
Secretary of State.

MESSAGE FROM THE GOVERNOR.

STATE OF OREGON, EXECUTIVE DEPARTMENT, }  
SALEM, Oregon, }  
February 22, 1893. }

*To the Honorable the House of Representatives of the State of Oregon:*

I return herewith house bill No. 103 with my veto. Section 414 of the code provides liens upon real property, other than a judgment or decree, whether created by mortgage or otherwise, shall be foreclosed, and the property adjudged to be sold to satisfy the debt secured thereby by suit. It has been decided by the supreme court that this method of foreclosure is exclusive and imperative, and an attempt to prescribe a different method in the mortgage or writing creating a lien upon real property must be disregarded. The bill herewith returned prescribes an entirely new and different rule, and permits the parties to a mortgage, deed of trust, or other instrument of writing to secure the payment of money to agree therein upon any terms of sale they may desire. Such contract, when made, becomes a part of the security, and shall pass by assignment of the mortgagee or trustee, or his administrators or executors, investing such assignee with the same powers and rights as the original parties had. The act does not provide for a public sale of the debtor's property. No notice by publication or otherwise is required to be given upon breach of covenant or condition, and if not otherwise specified in the mortgage or deed of trust, the sale may be made privately and without the intervention of the court. If this bill becomes a law it permits the lender to impose such terms as he may see fit as a condition precedent to lending his money, and would enable him to sell the property of his debtor summarily and deprive him of his home without other notice than that contained in the deed of trust or mortgage.

Under the law as it now stands every man has his day in court, but the bill returned herewith deprives him of that right, if his pressing needs should ever induce him to execute such an instrument as is permitted to be framed thereunder.

SYLVESTER PENNOYER,  
Governor.

Mr. Jeffrey moved that further consideration of this bill be indefinitely postponed.

The motion prevailed.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 22, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has concurred in house concurrent resolution No. 9 as amended.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 22, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has concurred in house concurrent resolution No. 6 as amended.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 22, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has concurred in house concurrent resolution No. 5.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 23, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has adopted senate concurrent resolution No. 15, directing the

committee on military affairs to investigate the doings of the officers of the national guard, and recommend such reductions of the expenses as they deem necessary.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

#### SENATE CONCURRENT RESOLUTION NO. 14.

*Resolved by the Senate, the House concurring,* That the military committees of the senate and house be directed to investigate the record books and papers, acts and doings of the military board, adjutant-general's office, and of any officer of the national guard of Oregon, and report upon the same to this legislature, with any recommendation for reducing the expenses of the national guard; and for this purpose they are hereby authorized to employ such clerical assistance as may be necessary.

The resolution was referred to the committee on resolutions.

House bill No. 129. Mr. Smith of Polk. A bill for an act to amend section 3587 of Hill's annotated laws, relating to interest.

The bill was read first time and passed to second reading without question.

House bill No. 130. Mr. Moorhead. A bill for an act to change the name of the city of East Cottage Grove, Lane county, state of Oregon, to the name of the city of Lemati; and an act to legalize all former acts of the city council did and executed under the charter of East Cottage Grove, granted by the legislative assembly of the state of Oregon, filed in the office of the secretary of state February 15, 1893, and an act to amend sections 1 and 2 of chapter I, and sections 1, 2, and 3 of chapter II, and sections 1, 4, and 8 of chapter III, and sections 7 and 8 of chapter V, and section 2 of chapter VII, and section 1 of chapter X, and sections 11 and 12 of chapter XI, and sections 1, 4, 5, 11, and 15 of chapter XII, and sections 1 and 13 of chapter XIII, and sections 1, 6, and 13 of chapter XIV of the charter of the city of East Cottage Grove, Oregon, approved February 15, 1893.

Mr. Moorhead moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Burleigh, Calvert, Cardwell, Cole, Conn, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Hillegas, Hofer, Hope, Jeffrey, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley,

Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Beach, Burke, Cleeton, Coon, Gates, Gurdane, Huffman, Keyt, Lyle, Patterson, Scott, and Wright—12.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

Mr. Hofer moved that the rules be further suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cole, Conn, Coon, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Hillegas, Hofer, Hope, Huffman, Jeffrey, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Sehlbrede, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Young, and Mr. Speaker—47.

Nays—None.

Absent—Messrs. Cleeton, Cooper, Guild, Gurdane, Keyt, Lyle, Patterson, Paxton, Rinearson, Scott, Shutrum, Wright, and Yates—13.

So the rules were suspended and the bill was read second time by title only.

On motion of Mr. Moorhead, the bill was referred to the delegation from Lane county, with leave to report at any time.

Unanimous consent being given, Mr. McCracken introduced house resolution No. 23.

#### HOUSE RESOLUTION NO. 23.

*Resolved*, That the house hereby invites the senate to meet with the house in the representative chamber at 12 o'clock meridian of this day, to hold the joint assembly required by the act of congress, approved July 25, 1866, to canvass the votes for senator cast in the separate houses on yesterday, and to take such further proceedings with reference to the election of a senator in congress, as said act of congress may provide or said joint assembly may determine, and if any further sessions of said joint assembly should be necessary, to meet with the house in joint assembly in the representative chamber at 12 o'clock meridian on each day after today until the business of said joint assembly shall be completed.



*Be it further resolved*, That a copy of this resolution be forthwith transmitted to the senate.

Referred to the committee on resolutions.

Unanimous consent being given, Mr. Boothby introduced house joint memorial No. 2.

#### HOUSE JOINT MEMORIAL NO. 2.

*To the Congress of the United States*: Whereas, the Pacific coast, and particularly the state of Oregon, would be greatly benefited by the opening up, at the earliest possible date, the Nicaragua canal; and whereas, the people of the United States, and especially of the coast, have shown much interest in the project, realizing the great benefits to be derived therefrom by shortening the route by sea from coast to coast; therefore, be it

*Resolved by the legislative assembly of the state of Oregon*, That, by the showing made in the above recited facts, such project should be under the control of the United States of America, and we therefore recommend that the same be constructed by this government, to be operated and owned exclusively by it.

*Resolved*, That a copy of this memorial, as soon as adopted be presented to our senator, who is now in Salem, and one each to our senator and representatives in Washington.

The memorial was laid over one day.

House bill No. 223 was introduced by Mr. Moorhead.

House bill No. 224 was introduced by Mr. Jeffrey.

House bill No. 225 was introduced by Mr. McGreer.

House bill No. 226 was introduced by Mr. Curtis.

House bill No. 227 was introduced by Mr. Templeton.

House bill No. 228 was introduced by Mr. McCracken.

House bill No. 229 was introduced by Mr. Hardwell.

House bill No. 230 was introduced by Mr. Myers.

House bill No. 231 was introduced by Mr. Thompson.

House bill No. 232 was introduced by Mr. Stewart.

House bill No. 233 was introduced by Mr. Sehlbrede.

House bill No. 234 was introduced by Mr. Barkley.

House bill No. 235 was introduced by Mr. David.

House bill No. 236 was introduced by Mr. Myers.

House bill No. 237 was introduced by Mr. Stewart.

House bill No. 238 was introduced by Mr. David.

House bill No. 239 was introduced by Mr. Smith of Josephine.

House bill No. 240 was introduced by Mr. Sehlbrede.

House bill No. 241 was introduced by Mr. Patterson.

House bill No. 131. Mr. Patterson. A bill for an act to repeal section 16 of an act entitled an act to incorporate Prairie City, in

Grant county, Oregon, filed in the office of the secretary of state February —, 1891.

The bill was read first time and passed to second reading without question.

On motion of Mr. Smith of Polk, the courtesies of the house were extended to Hon. G. W. Myer, ex-representative, and he was invited to a seat within the bar.

Mr. Patterson moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Blundell, Boothby, Bridges, Buckman, Burleigh, Calvert, Cardwell, Cole, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Gurdane, Hofer, Hope, Huffman, Jeffrey, Lester, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Sehlbrede, Scott, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—44.

Nays—None.

Absent—Messrs. Baker, Beach, Burke, Cleeton, Conn, Coon, Gates, Guild, Hillegas, Keyt, Long, Lyle, McCracken, Rinearson, Smith of Josephine, and Wright—16.

So the rules were suspended and the bill was read second time by title only.

On motion of Mr. Patterson, the bill was considered engrossed and passed to third reading.

Mr. Patterson moved that the rules be further suspended, and that the bill be read third time now and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Blundell, Boothby, Bridges, Buckman, Burleigh, Calvert, Cardwell, Cole, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hofer, Hope, Huffman, Jeffrey, Lester, McGreer, Mintie, Moorhead, Myers, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—45.

Nays—None.

Absent—Messrs. Baker, Beach, Burke, Cleeton, Conn, Coon, Hillegas, Keyt, Long, Lyle, McCracken, Nealon, Rinearson, Scott, and Wright—15.

So the rules were suspended and the bill was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Blundell, Boothby, Bridges, Buckman, Calvert, Cardwell, Cooper, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hofer, Hope, Huffman, Jeffrey, McGreer, Mintie, Moorhead, Myers, Patterson, Sehlbrede, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—39.

Nays—None.

Absent—Messrs. Baker, Burke, Beach, Burleigh, Cleeton, Cole, Conn, Coon, Craig, Hillegas, Keyt, Lester, Long, Lyle, McCracken, Nealon, Paxton, Rinearson, Scott, Shutrum, and Wright—21.

There being no quorum present the bill failed to pass.

House bill No. 132. Mr. Shutrum. A bill for an act to define the use and care of district schoolhouses.

The bill was read first time and passed to second reading without question.

House bill No. 133. Mr. Gurdane. A bill for an act to amend an act entitled an act to amend section 2364 of title II of chapter XI of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill, filed in the office of the secretary of state February 19, 1891, filed in the office of the secretary of state February 22, 1893.

The bill was read first time and passed to second reading without question.

House bill No. 134. Mr. Jeffrey. A bill for an act to regulate the carrying of prisoners convicted of crime, incorrigibles pronounced unmanageable, and insane persons to the institutions provided for them.

The bill was read first time and passed to second reading without question.

House bill No. 135. Mr. Boothby. A bill for an act to create the office of precinct assessor and fix his compensation; to abolish the office of county assessor, and to amend sections 2456, 2459, 2482, 2752, 2760, 2762, 2767, 2768, 2769, 2770, 2777, and 2778 of the laws of Oregon, as compiled and annotated by W. Lair Hill, and to provide time and manner of collecting taxes.

Mr. Barkley moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Blundell, Boothby, Bridges, Burleigh, Calvert, Cardwell, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Dunn, Gates, Gowdy, Guild, Gurdane, Hope, Huffman, Jeffrey, Lester, Long, McGreer, Mintie, Moorhead, Nealon, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith

of Josephine, Smith of Linn, Templeton, Tigard, Yates, Young, and Mr. Speaker—43.

Nays—None.

Absent—Messrs. Baker, Beach, Buckman, Burke, Cleeton, Davis, Hillegas, Hofer, Keyt, Lyle, McCracken, Myers, Patterson, Scott, Smith of Clackamas, Thompson, and Wright—17.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

House bill No. 136. Mr. Davis. A bill for an act to create the county of Vernon, and to fix the salaries of the various officers thereof.

Mr. Davis moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Blundell, Boothby, Bridges, Buckman, Calvert, Cardwell, Cole, Conn, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McGreer, Mintie, Moorhead, Nealon, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—45.

Nays—None.

Absent—Messrs. Baker, Beach, Burke, Burleigh, Cleeton, Coon, Gurdane, Hillegas, Lyle, McCracken, Myers, Patterson, Scott, and Smith of Clackamas—15.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

Mr. Davis moved that the rules be further suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Blundell, Boothby, Bridges, Buckman, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—49.

Nays—None.

Absent—Messrs. Baker, Barkley, Beach, Coon, Burke, Guild, Hillegas, Scott, Shutrum, Smith of Clackamas, and Wright—11.

So the rules were suspended and the bill was read second time by title only.

On motion of Mr. Davis, the bill was referred to the committee on counties, with leave to report at any time.

House bill No. 137. Mr. Smith of Josephine. A bill for an act to amend sections 23, 29, 49, 59, 65, and 66 of an act entitled an act fixing the time for holding elections, regulating the manner of conducting state, district, county, and precinct elections, prescribing the manner of making nominations of candidates, providing for printing and distributing ballots by public officers at public expense, to prevent frauds and punish crimes affecting the right of suffrage; to repeal all of an act entitled an act to provide for the registration of voters, regulating the manner of conducting elections, providing for the prevention and punishment of frauds affecting the elective franchise, and repealing title I of chapter XIV of the miscellaneous laws of Oregon, approved February 24, 1885; to repeal all of an act entitled an act to amend sections 4, 10, 14, 15, and 24 of an act entitled an act to provide for the registration of voters, regulating the manner of conducting elections, providing for the prevention and punishment of frauds affecting the elective franchise, and repealing title I of chapter XIV of the miscellaneous laws of Oregon, approved February 24, 1885, approved November 25, 1885; to repeal all of an act entitled an act to amend section 49 of an act entitled an act to provide for the registration of voters, regulating the manner of conducting elections, providing for the prevention and punishment of frauds affecting the elective franchise, and repealing title I of chapter XIV of the miscellaneous laws of Oregon, approved February 24, 1885, approved November 5, 1885; to repeal all of an act entitled an act relating to elections, approved October 19, 1872; to repeal sections 26, 27, and 28 of an act entitled an act relating to elections and the mode of filling vacancies in office, approved October 29, 1870; to repeal all of an act entitled an act to amend section 2507, Hill's annotated laws of Oregon, relating to elections and ballot paper, approved February 20, 1889, the same being identical with titles I and II of chapter XIV, sections 2499 to 2537, both inclusive, of the miscellaneous laws of Oregon, as compiled and annotated by William Lair Hill, and to repeal all acts and parts of acts in conflict with this act, approved February 13, 1891.

Mr. Smith of Josephine moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burleigh, Calvert, Cardwell, Cole, Conn, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken,

McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tiggard, Yates, Young, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Baker, Burke, Cleeton, Coon, Hillegas, Scott, Smith of Clackamas, and Wright—8.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

Mr. Smith of Josephine moved that the rules be further suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Cooper, Craig, Curtis, Daly, David, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tiggard, Yates, Young, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Baker, Coon, Davis, Keyt, Myers, Scott, Smith of Clackamas, and Wright—8.

So the rules were suspended and the bill was read second time by title only.

On motion of Mr. Smith of Josephine, the bill was referred to the committee on judiciary, with leave to report at any time.

#### JOINT CONVENTION.

The joint convention was called to order by Hon. Joseph Simon, president of the senate.

The chief clerk of the senate called the roll of the senate, and all of the senators were present.

The chief clerk of the house called the roll of the house, and all of the representatives were present, except Representative Scott, who was absent on account of illness.

The president stated the object of the joint convention to be the canvassing of votes cast for United States senator in the two houses of the legislative assembly of the state of Oregon on yesterday, and to ascertain and declare the result thereof.

The president read to the joint convention the act of congress, relative to the times and manner of holding elections for senators in congress, being an act to regulate the times and manner of



holding elections for senators in congress, approved July 25, 1866.

By direction of the president, the chief clerk of the senate read from the senate journal of yesterday the proceedings had in that body concerning the election of United States senator from the state of Oregon, from which it appeared that on that day a vote had been duly taken for United States senator for Oregon, in accordance with the foregoing mentioned act of congress, and that on said ballot the whole number of votes cast were thirty, of which Hon. Joseph N. Dolph received nineteen, Hon. A. S. Bennett received eight, and Hon. Wm. D. Hare received three, and that Hon. Joseph N. Dolph having, therefore, received a majority of all the vote cast in the senate for United States senator, was declared to be the choice of the senate for United States senator for Oregon.

The chief clerk of the house read the journal of the house of the proceedings had in that body on the same subject, from which it appeared that a vote had been duly taken on that day in the house of representatives for United States senator for the state of Oregon, as required by said mentioned act of congress, and the whole number of votes cast were fifty-nine, of which Hon. Joseph N. Dolph had twenty-nine, Hon. Frank A. Moore twenty-two, Hon. Wm. D. Hare seven, and Hon. William P. Lord one; and it thereby appeared that no person had received a majority of all the votes cast in the house of representatives for United States senator for Oregon.

The president then announced that no person having received a majority of all the votes cast in the two houses of the legislative assembly for United States senator on yesterday, there had been no election.

The president then directed the roll to be called for the purpose of taking a ballot in the joint convention for United States senator.

The roll was called, and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Beach, Blundell, Bridges, Brownell, Calbreath, Calvert, Cardwell, Carter, Cleeton, Conn, Cooper, Daly, David, Davis, Dawson, Denny, Gesner, Gowan, Gowdy, Hobson, Long, Maxwell, McCracken, McGinn, McGreer, Mintie, Moorhead, Myers, Patterson of Marion, Paxton, Price, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Templeton, Thompson, Woodard, Mr. Speaker, and Mr. President—44.

Those voting for Hon. Frank A. Moore were: Messrs. Baker, Barkley, Boothby, Burke, Cole, Craig, Curtis, Gates, Gurdane, Hope, Lester, Patterson of Grant, Rinearson, Smith of Linn, Tigard, Wright, and Yates—17.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vanderburg, and Young—10.

Those voting for Hon. Binger Hermann were: Messrs. Alley, Hillegas, Johnson, and McClung—4.

Those voting for Hon. Wm. P. Lord were: Messrs. Coon, Dunn, Guild, Hofer, and Lyle—5.

Those voting for Hon. A. S. Bennett were: Messrs. Beckley, Butler, Cogswell, Huston, McAlister, Raley, Smith of Sherman, and Smith of Clatsop—8.

Those voting for Hon. Geo. H. Williams were: Mr. Keyt—1.  
Absent—Mr. Scott—1.

Total number of votes cast—89.

The president announced that as no person had received a majority of all the votes cast there had been no election.

Mr. Burke moved that the joint convention do now adjourn.

Senators McGinn and Denny demanded the ayes and nays.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Alley, Baker, Barkley, Beckley, Boothby, Bridges, Buckman, Burke, Burleigh, Butler, Cleeton, Cogswell, Cole, Coon, Cooper, Craig, Curtis, Davis, Gates, Guild, Gurdane, Hillegas, Hofer, Holt, Hope, Huffman, Huston, Jeffrey, Johnson, Keyt, King, Lester, Lyle, McAlister, McClung, McGreer, Nealon, Patterson of Grant, Patterson of Marion, Raley, Rinearson, Smith of Sherman, Smith of Clatsop, Smith of Linn, Stewart, Tigard, Vanderburg, Woodard, Wright, Yates, and Young—51.

Nays—Messrs. Bancroft, Beach, Blundell, Brownell, Calbreath, Calvert, Cardwell, Carter, Conn, Daly, David, Dawson, Denny, Dunn, Gesner, Gowan, Gowdy, Hobson, Long, Maxwell, McCracken, McGinn, Mintie, Moorhead, Myers, Paxton, Price, Sehlbrede, Shurum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Templeton, Thompson, Mr. Speaker, and Mr. President—38.

Absent—Mr. Scott—1.

The motion prevailed.

Mr. Hofer moved that the house adjourn until 10 o'clock a. m. tomorrow.

The motion was withdrawn.

Mr. Paxton moved that the house adjourn until 3 o'clock this afternoon.

Mr. Rinearson moved to amend that the house adjourn to 10 o'clock a. m. tomorrow.

Messrs. Sehlbrede and Smith of Polk demanded the ayes and nays.



Messrs. Sehlbrede and Smith of Josephine demanded a call of the house.

The roll was called, and all the members were present, except Mr. Scott.

The vote then recurred on the amendment providing for adjournment until tomorrow at 10 o'clock a. m.

On this question the roll was called and the vote was:

Those voting aye were —

Messrs. Baker, Buckman, Burke, Craig, Gates, Guild, Hillegas, Hofer, Hope, Lyle, Mintie, Moorhead, Rinearson, Stewart, Smith of Linn, Tigard, Wright, and Young — 18.

Nays — Messrs. Barkley, Beach, Blundell, Boothby, Bridges, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Curtis, Daly, David, Davis, Dunn, Gowdy, Gurdane, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Myers, Nealon, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Templeton, Thompson, Yates, and Mr. Speaker — 40.

Absent — Messrs. Patterson and Scott — 2.

The amendment was lost.

Mr. Paxton moved to amend his motion to adjourn to 3:30 o'clock p. m.

The motion to adjourn as amended prevailed.

R. E. MOODY,  
Chief clerk.

## AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 23, 1895. }

The house was called to order, pursuant to adjournment, at 3:30 o'clock p. m. by the speaker.

The roll was called, and all members were present, except Messrs. Blundell, Bridges, Burleigh, Conn, Myers, Rinearson, and Scott.

Mr. Smith of Josephine introduced house joint resolution No. 10.

### HOUSE JOINT RESOLUTION NO. 10.

Whereas it has been openly charged upon the floor of the house and in joint convention, that bribery and threats of defeating proposed legislation and other corrupt practices have been

resorted to in the election of United States senator; therefore, be it

*Resolved by the House, the Senate concurring,* That a committee of three on the part of the house and two on the part of the senate be appointed to investigate such charges and do all things necessary for a complete investigation.

The resolution was referred to the committee on resolutions.

House bill No. 138. Mr. Craig. A bill for an act to prescribe the fees of witnesses in Marion county.

The bill was read first time and passed to second reading without question.

House bill No. 139. Mr. Huffman. A bill for an act entitled an act to provide for the improvement of the Wallowa canyon road and to appropriate money therefor.

The bill was read first time and passed to second reading without question.

House bill No. 140. Mr. Tigard. A bill for an act requiring all opera-houses, lodgerooms, schoolrooms, and places for public assemblies to have fire escapes and suitable means of exit open in times of fire or panic.

The bill was read first time and passed to second reading without question.

House bill No. 141. Mr. Buckman. A bill for an act to provide for the establishment of a state normal school.

The bill was read first time and passed to second reading without question.

House bill No. 142. Mr. Curtis. A bill for an act to amend sections 75, 76, 77, 78, 79, 82, and 94 of an act entitled an act to amend sections 8, 10, 13, 28, and subdivisions 1 (one) and 5 (five) of section 38, and sections 40, 135, 49, 56, 53, 59, 67, 123, 157, 69, 142, 75, 76, 77, 78, 79, 80, 81, 82, 83, 110, 94, 112, 152, and to repeal sections 51, 99, 100, and 102 of an act entitled an act to incorporate the city of Astoria, in Clatsop county, state of Oregon; and to repeal an act entitled an act to incorporate the city of Astoria, in Clatsop county, Oregon, approved October 20, 1876, which act was filed in the office of the secretary of state February 18, 1891, which amendatory act was filed in the office of the secretary of state February 13, 1893, and to amend sections 38, 55, 59, 103, 145, 149, 154, 161, 162, 163, 164, 168, 169, 171, 173, 174, 175, and 176 of an act entitled an act to incorporate the city of Astoria, in Clatsop county, Oregon, and to repeal an act entitled an act to incorporate the city of Astoria, in Clatsop county, Oregon, approved October 20, 1876, which act was filed in the office of the secretary of state February 18, 1891.

Mr. Curtis moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Blundell, Boothby, Buckman, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McGreer, Moorhead, Myers, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—47.

Nays—None.

Absent—Messrs. Baker, Beach, Bridges, Burke, Conn, David, Guild, McCracken, Mintie, Rinearson, Scott, Smith of Josephine, and Wright—13.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

Mr. Curtis moved that the rules be further suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Blundell, Bridges, Buckman, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Myers, Nealon, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—49.

Nays—None.

Absent—Messrs. Baker, Beach, Boothby, Burke, Coon, Guild, Moorhead, Patterson, Rinearson, Scott, and Wright—11.

So the rules were suspended and the bill was read second time by title only.

On motion of Mr. Curtis, the bill was referred to the delegation from Clatsop county, with leave to report at any time.

House bill No. 143. Mr. Cole. A bill for an act to authorize the bridge commission, created and provided for in the act filed in the office of the secretary of state February 18, 1891, entitled an act to authorize the cities of Portland, East Portland, and Albina to construct, purchase, or acquire, by condemnation or other means, one or more bridges across the Willamette river between the city of Portland and the city of East Portland in Multnomah county, Oregon, which bridge or bridges shall be free to all pedestrians and all classes of vehicles and traffic, except railways and street railways, to issue warrants on its treasury, to operate and maintain the established free ferry at or near Wright and Quimby streets in the city of Portland, and to make repairs to

the draw of the Madison-street bridge until such time as funds can be realized from taxes, and to provide a fund for the continuous operation of said ferry.

The bill was read first time and passed to second reading without question.

Mr. Cole moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Blundell, Boothby, Bridges, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Baker, Beach, Buckman, Burke, Conn, Dunn, Patterson, Rinearson, Scott, and Wright—10.

So the rules were suspended and the bill was read second time by title only.

On motion of Mr. Cole, the bill was referred to the delegation from Multnomah county, with leave to report at any time.

House bill No. 144. Mr. Wright. A bill for an act to amend sections 1 and 5 of an act entitled an act to provide for the location of a branch insane asylum in the eastern portion of Oregon, and appropriating money therefor.

The bill was read first time and passed to second reading without question.

House bill No. 145. Mr. Hope. A bill for an act to amend section 959 of the laws of Oregon, as compiled and annotated by W. Lair Hill, relating to the drawing of juries.

The bill was read first time and passed to second reading without question.

House bill No. 146. Mr. Young. A bill for an act to provide for the location and relocation of quartz mining claims for easements thereon, and for the recording of affidavit as to annual assessment.

Mr. Barkley moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Blundell, Boothby, Bridges, Buckman, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer,

Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Young, and Mr. Speaker—56.

Nays—None.

Absent—Messrs. Baker, Beach, Burke, Burleigh, Conn, Davis, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Wright, and Yates—14.

The bill was read first time and passed to second reading without question.

House bill No. 147. Mr. Yates. A bill for an act to amend an act entitled an act to regulate the practice of medicine and surgery in the state of Oregon, filed in the office of the secretary of state February 28, 1889.

The bill was read first time and passed to second reading without question.

Mr. Sehlbrede, chairman of committee on engrossed bills, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
January —, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred senate concurrent resolution No. 8, beg leave to report that we have had the same under consideration, and respectfully report it back to the senate as correctly engrossed.

C. A. SEHLBREDE.

Chairman.

House bill No. 148. Mr. Myers. A bill for an act to amend section 4151 and section 4158 of title VI of chapter LXXVII of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill, relating to the surveys of land by the county surveyor.

The bill was read first time and passed to second reading without question.

House bill No. 149. Mr. Thompson. A bill for an act to amend section 54 of chapter I of title V of the code of civil procedure, as compiled and annotated by W. Lair Hill, relating to service of summons.

The bill was read first time and passed to second reading without question.

House bill No. 150. Mr. Smith of Polk. A bill for an act to define and make provisions for liens on certain farm property, and the proceeds of farms in certain cases.

The bill was read first time and passed to second reading without question.

House bill No. 151. Mr. Patterson. A bill for an act to provide compensation for deputy sheriffs in the counties of Crook, Harney, Grant, and Morrow.

The bill was read first time and passed to second reading without question.

House bill No. 152. Mr. Shutrum. A bill for an act to amend section 1145 (1113) of title VI of chapter XV of Hill's annotated laws of Oregon, relating to executors and administrators of estates of deceased persons.

The bill was read first time and passed to second reading without question.

House bill No. 153. Mr. Dunn. A bill for an act to amend subdivisions 8 and 9 of section 2590, title III of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill, and published by authority in 1892.

Mr. Dunn moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Calvert, Cardwell, Cole, Coon, Cooper, Craig, Curtis, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Young, and Mr. Speaker—46.

Nays—None.

Absent—Messrs. Baker, Burke, Burleigh, Cleeton, Conn, Daly, Hillegas, Hofer, Lyle, Myers, Rinearson, Scott, Smith of Clackamas, and Yates—14.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

House bill No. 154. Mr. Barkley. A bill for an act to protect the Mongolian pheasant, the native pheasant, the native grouse, the native or valley quail, and the bobwhite quail.

The bill was read first time and passed to second reading without question.

House bill No. 155. Mr. Nealon. A bill for an act to provide for the protection of elk, moose, deer, and mountain sheep, and to absolutely prohibit the sale at any and all times of the flesh,

carcass, skins, hide, horns, or antlers of any elk, moose, deer, or mountain sheep within the state of Oregon.

The bill was read first time and passed to second reading without question.

House bill No. 156. Mr. Davis. A bill for an act to amend section 1764, Hill's annotated laws of Oregon.

The bill was read first time and passed to second reading without question.

House bill No. 157. Mr. Gurdane. A bill for an act entitled an act to amend section 1510 (307), chapter XXIX, title I, Hill's annotated laws of Oregon, criminal procedure, relating to compelling attendance of witnesses.

The bill was read first time and passed to second reading without question.

House bill No. 158. Mr. Jeffrey. A bill for an act to amend section 7 of an act to provide a state board of equalization, to prescribe the manner of its creation and its powers and duties, passed by the legislative assembly of the state of Oregon at its sixteenth regular session.

The bill was read first time and passed to second reading without question.

House bill No. 159. Mr. McGreer. A bill for an act to amend section 5 of house bill No. 115, general laws of Oregon, 1893, entitled an act to distribute among the several counties within the state of Oregon all the money in the office of the state treasury, derived from the five per centum of sales of the public lands within the state of Oregon under the act of congress, approved March 2, 1891.

The bill was read first time and passed to second reading without question.

On motion of Mr. Hofer, the house adjourned.

R. E. MOODY,  
Chief Clerk.

THURSDAY, JANUARY 24, 1895.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 24, 1895. }

The house was called to order at 9:30 o'clock a. m., pursuant to adjournment, by the speaker.



The session was opened with prayer by Rev. G. W. Grannis of Salem.

The roll was called, and all the members were present, except Messrs. Cleeton, Gates, Scott, Smith of Clackamas, Wright, and Templeton.

Mr. Hofer moved that the reading of the journal be dispensed with.

The motion prevailed.

Mr. Hofer moved an amendment to the rules allowing the chair to appoint a committee of three to read the journal of each day's proceedings and report the same to the house, the motion being made in conformity with notice introduced yesterday.

The motion prevailed.

The speaker appointed as such committee Messrs. Hofer, Moorhead, and Young.

House bill No. 160. Mr. Boothby. A bill for an act relating to the per diem and fees of the county commissioners of Morrow county.

The bill was read first time and passed to second reading without question.

House bill No. 161. Mr. Hofer. A bill for an act to repeal sections 3738, 3739, and 3740 of chapter LVIII of Hill's annotated laws of Oregon, as compiled by William Lair Hill, relating to the making of a list of all persons liable for military duty.

The bill was read first time and passed to second reading without question.

House bill No. 162. Mr. Burleigh. A bill for an act providing for the election of road supervisors, and to repeal sections 4081 and 4082 of Hill's code.

The bill was read first time and passed to second reading without question.

House bill No. 163. Mr. Smith of Josephine. A bill for an act relating to location and representation of mining claims, and conveying the same and liens upon ditches used for mining, and prescribing limitation for action concerning mining claims and evidence concerning the same, and to repeal sections 2175, 2176, 2177, 2179, 2180, 2181, 2182, 2183, 3827, 3828, 3829, 3830, 3831, 3832, 3834, and 3835 of Hill's annotated laws of Oregon, and all acts and parts of acts in conflict herewith.

Mr. Hofer moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Gurdane, Hille-



gas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Myers, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Linn, Templeton, Thompson, Tigard, Yates, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Baker, Burke, Coon, Gates, Moorhead, Rinearson, Scott, Smith of Clackamas, Smith of Polk, Smith of Josephine, Wright, and Young—12.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

Mr. Patterson moved that the rules be suspended and that house bill No. 131 be considered engrossed, read third time, and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Lester, Long, Lyle, McCracken, McGreer, Mintie, Myers, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Templeton, Thompson, Yates, Young, and Mr. Speaker—49.

Nays—None.

Absent—Messrs. Baker, Coon, Gates, Keyt, Moorhead, Rinearson, Scott, Smith of Clackamas, Smith of Josephine, Tigard, and Wright—11.

So the rules were suspended and the bill considered engrossed, read third time, and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Beach, Blundell, Boothby, Bridges, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Thompson, Yates, Young, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Baker, Barkley, Buckman, Coon, Rinearson, Scott, Sehlbrede, Smith of Josephine, Tigard, and Wright—10.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 164. Mr. Smith of Polk. A bill for an act to

repeal an act entitled an act to provide for an additional circuit judge for the third judicial district in the state of Oregon, passed at the seventeenth biennial session of the legislative assembly of the state, and filed in the office of the secretary of state February 26, 1893.

The bill was read first time and passed to second reading without question.

House bill No. 165. Mr. McCracken. A bill for an act to define a general average loss and to provide for the adjustment and settlement of the same.

Mr. Stanley moved that the rules be suspended and that the bill be read a first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrums, Stanley, Stewart, Smith of Polk, Smith of Linn, Templeton, Tigard, Yates, Young, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Baker, Barkley, Cole, Guild, Scott, Smith of Clackamas, Smith of Josephine, Thompson, and Wright—9.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

Unanimous consent being given, Mr. Moorhead introduced house resolution No. 24.

#### HOUSE RESOLUTION NO. 24.

*Resolved*, That the secretary of state be and he is hereby requested to deliver house joint resolutions Nos. 1, 2, 3, 8, and 10 of the seventeenth biennial session of the legislative assembly of the state of Oregon, which were duly passed by both houses at said session and were enrolled and signed by the president of the senate and speaker of the house.

Mr. Hofer moved that the rules be suspended and that the resolution be acted on now.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burleigh, Calvert, Cardwell, Cleeton, Conn, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, Mc-

Craken, McGreer, Mintie, Moorhead, Nealon, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Baker, Burke, Cole, Coon, Guild, Myers, Patterson, Rinearson, Scott, Smith of Clackamas, Smith of Josephine, and Wright—12.

So the rules were suspended.

Mr. Hofer moved the adoption of the resolution.

The motion prevailed.

House bill No. 166. Mr. Huffman. A bill for an act to repeal courtesy clause of the statutes of Oregon, as compiled by W. Lair Hill.

The bill was read first time and passed to second reading without question.

House bill No. 167. Mr. Myers. A bill for an act to provide a bounty for the destruction of sea lions.

The bill was read first time and passed to second reading without question.

House bill No. 168. Mr. Wright. A bill for an act to enable the state to comply with the provisions of the Cary arid. public land grants, and to receive the benefits therein provided.

Mr. Barkley moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Nealon, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Baker, Coon, Burke, Guild, Hope, Myers, Patterson, Paxton, Rinearson, Scott, Smith of Clackamas, and Smith of Josephine—12.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

House bill No. 169. Mr. Curtis. A bill for an act entitled an act to legalize the bonded indebtedness of the city of Astoria, Clatsop county, state of Oregon, and to declare legal and binding all bonds heretofore issued by said city.

The bill was read first time and passed to second reading without question.

Mr. Curtis moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cole, Conn, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Nealon, Patterson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Cleeton, Coon, Lyle, Myers, Paxton, Rinearson, Scott, Smith of Clackamas, and Smith of Josephine—9.

So the rules were suspended and the bill was read second time by title only.

Mr. Curtis moved that the rules be further suspended and that the bill be considered engrossed, read third time, and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cole, Conn, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Nealon, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—49.

Nays—None.

Absent—Messrs. Baker, Cleeton, Coon, Guild, Lyle, Myers, Patterson, Rinearson, Scott, Smith of Clackamas, and Smith of Josephine—11.

So the rules were suspended and the bill considered engrossed, read third time, and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cole, Conn, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Keyt, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—46.

**Absent**—Messrs. Baker, Boothby, Cleeton, Coon, Guild, Jeffrey, Lyle, Nealon, Patterson, Rinearson, Scott, Smith of Clackamas, Smith of Josephine, and Wright—14.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

**House bill No. 170.** Mr. Tigard. A bill for an act to provide a fund for improving the condition of the public roads.

The bill was read first time and passed to second reading without question.

**House bill No. 171.** Mr. Yates. A bill for an act entitled an act requiring county clerks, clerks of the circuit court, clerks of the county court, sheriff, recorder, and the county court to make monthly itemized reports of the receipts and disbursements of their several offices, and requiring the publication of the same, and affixing penalties for the nonperformance of their several duties.

The bill was read first time and passed to second reading without question.

**House bill No. 172.** Mr. Young. A bill for an act regulating the fees of justices of the peace and constables in all criminal hearings and that of misdemeanor.

The bill was read first time and passed to second reading without question.

**House bill No. 173.** Mr. Sehlbrede. A bill for an act to amend sections 12, 14, 15, and 16 of an act entitled an act to establish the soldiers' home, and to make an appropriation therefor, filed in the office of the secretary of state February 21, 1893.

The bill was read first time and passed to second reading without question.

**House bill No. 174.** Mr. Shutrum. A bill for an act entitled an act to further regulate fees of jurymen.

The bill was read first time and passed to second reading without question.

**House bill No. 175.** Mr. Dunn. A bill for an act to secure payment for feed and care of livestock, and for defining the method thereof.

The bill was read first time and passed to second reading without question.

**House bill No. 176.** Mr. Craig. A bill for an act to amend subdivisions 2 (two) and 15 (fifteen) of section 13 (thirteen), and to amend section 18 (eighteen) of an act entitled an act to incorporate the town of Mt. Angel, in Marion county, Oregon, filed in the office of the secretary of state February 10, 1893.

The bill was read first time and passed to second reading without question.

Mr. Craig moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, McCracken, Mintie, Moorhead, Myers, Nealon, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Baker, Beach, Conn, Long, Lyle, McGreer, Patterson, Scott, and Smith of Clackamas—9.

So the rules were suspended and the bill was read second time by title only.

On motion of Mr. Craig, the bill was referred to the delegation from Marion county, with leave to report at any time.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 24, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has concurred in the house amendment to senate concurrent resolution No. 8.

WALTER SINCLAIR,  
Chief clerk.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 24, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed house bill No. 41.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

House bill No. 177. Mr. Smith of Josephine. A bill for an act to determine and regulate the liability of employers to make compensation for personal injuries suffered by employes in their service.

The bill was read first time and passed to second reading without question.

Mr. Smith of Josephine moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were —

Messrs. Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Keyt, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Tigard, Yates, Young, and Mr. Speaker — 49.

Nays — None.

Absent — Messrs. Baker, Beach, Cleeton, Jeffrey, Lyle, Patterson, Paxton, Rinearson, Scott, Thompson, and Wright — 11.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

On motion of Mr. Smith of Josephine, the bill was referred to the committee on railways and transportation, with leave to report at any time.

Mr. Bridges moved that the rules be suspended and that house bill No. 9 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were —

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Keyt, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Templeton, Tigard, Yates, Young, and Mr. Speaker — 49.

Nays — None.

Absent — Messrs. Beach, Gates, Jeffrey, Lester, Lyle, Patterson, Rinearson, Scott, Smith of Linn, Thompson, and Wright — 11.

So the rules were suspended and the bill was read second time by title only.

On motion of Mr. Hofer, the bill was referred to the committee on education, with leave to report at any time.

House bill No. 178. Mr. Jeffrey. A bill for an act to amend sections 152 and 163, and to repeal sections 164, 165, 166, 167, and 168 of chapter I, title XV of the civil code of procedure of Hill's annotated laws of Oregon, compilation of 1892.



The bill was read first time and passed to second reading without question.

House bill No. 179. Mr. Sehlbrede. A bill for an act fixing salaries of the district attorneys of the several judicial districts of the state authorizing the appointment of deputies by them, fixing the salaries of said deputies, providing for the manner and time of payment of the salaries of the district attorneys and of their deputies, and for a method of ascertaining such mileage as they may earn, and the manner of payment thereof; for the amendment of section 984, chapter XV, title I of the general laws of Oregon, as amended by an act approved February 20, 1891; for the amendment of section 2168 of the general laws of Oregon, as compiled and annotated by W. Lair Hill, and for the repeal of sections 1073, 1074, 2166, 2167, 2304, and 2381 of the general laws of Oregon, as compiled and annotated by W. Lair Hill.

The bill was read first time and passed to second reading without question.

House bill No. 180. Mr. Bridges. A bill for an act to provide for the election of assessors in the precincts in each of the counties of the state.

The bill was read first time and passed to second reading without question.

Mr. Dunn moved that the rules be suspended and that house bill No. 119 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Thompson, Tiggard, Yates, Young, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Baker, Barkley, Cole, Lester, Myers, Scott, Smith of Josephine, and Wright—8.

So the rules were suspended and the bill was read second time by title only.

On motion of Mr. Bridges, the bill was referred to the committee on education, with leave to report at any time.

House bill No. 181. Mr. Cole. A bill for an act to amend section 2732 of the annotated laws of Oregon, as compiled and annotated by W. Lair Hill, being in reference to exemption of property from taxation.



The bill was read first time and passed to second reading without question.

House bill No. 182. Mr. Curtis. A bill for an act authorizing certain corporations to appropriate lands for railroads, skidroads, tramways, and flumes for corporate purposes, declaring the same to be for the public benefit, and requiring such corporations to afford all persons equal facilities in the use thereof upon reasonable compensation paid or tendered.

The bill was read first time and passed to second reading without question.

House bill No. 183. Mr. Huffman. A bill for an act entitled an act to amend election laws.

The bill was read first time and passed to second reading without question.

House bill No. 184. Mr. Beach. A bill for an act to amend sections 2317 and 2318 of Hill's annotated laws of Oregon.

The bill was read first time and passed to second reading without question.

House bill No. 185. Mr. Smith of Josephine. A bill for an act to provide for a tax for school purposes.

The bill was read first time and passed to second reading without question.

House bill No. 186. Mr. Long. A bill for an act to amend sections 3339, 3340, 3341, 3344, 3345, 3346, 3347, and 3348 of Hill's annotated laws of the state of Oregon, relating to the practice of dentistry.

Mr. Barkley moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Dalv, David, Davis, Dunn, Gates, Gowdy, Guild, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shurum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—57.

Absent—Messrs. Gurdane, Scott, and Smith of Josephine—3.

So the rules were suspended and the bill was read first time and passed to second reading.

#### JOINT CONVENTION.

The joint convention of January 24, 1895, was called to order at 12 o'clock m. by the president of the senate, Hon. Joseph Simon.

The chief clerk of the senate called the roll of the senate, and all the senators were present.

The chief clerk of the house called the roll of the house, and all the members were present.

The chief clerk of the senate read the journal of the proceedings of the joint convention of yesterday.

The president announced that no person having received a majority of all the votes cast for United States senator for Oregon in the joint convention of both houses on January 23, 1895, there had been no election.

Representative Hofer nominated for the office of United States senator for Oregon, Hon. Harrison R. Kincaid.

The next in order being the taking of the votes of the joint convention for United States senator for Oregon.

The roll was called and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Beach, Blundell, Bridges, Brownell, Calbreath, Calvert, Cardwell, Carter, Cleeton, Conn, Cooper, Daly, David, Davis, Dawson, Denny, Gesner, Gowan, Gowdy, Hobson, Long, Maxwell, McCracken, McGinn, McGreer, Mintie, Moorhead, Myers, Patterson of Marion, Paxton, Price, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Templeton, Thompson, Woodard, Mr. Speaker, and Mr. President—44.

Those voting for Hon. F. A. Moore were: Messrs. Alley, Baker, Barkley, Boothby, Burke, Cole, Curtis, Gates, Gurdane, Hillegas, Hope, Johnson, Lester, McClung, Scott, Smith of Linn, Tigard, Wright, and Yates—19.

Those voting for Hon. A. S. Bennett were: Messrs. Beckley, Butler, Cogswell, Huston, McAlister, Raley, Smith of Sherman, and Smith of Clatsop—8.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vanderburg, and Young—10.

Those voting for Hon. Z. F. Moody were: Messrs. Coon, Lyle, Patterson of Grant, and Rinearson—4.

Those voting for Hon. Wm. P. Lord were: Messrs. Dunn and Guild—2.

Those voting for Hon. Harrison R. Kincaid were: Messrs. Craig and Hofer—2.

Those voting for Hon. Geo. H. Williams were: Mr. Keyt—1.

The president declared that as no person received a majority of all the votes cast there was no election.

On motion of Mr. Hofer, the joint convention adjourned.

On motion of Mr. Hofer, the house adjourned.

R. E. MOODY,  
Chief clerk.

AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 24, 1895. }

The house was called to order, pursuant to adjournment, at 3:30 o'clock p. m. by the speaker.

The roll was called, and all members were present, except Messrs. Buckman, Burke, Cleeton, Cooper, Keyt, Lester, Scott, Sehlbrede, Smith of Clackamas, and Wright.

Mr. Yates moved that the rules be suspended and that house bill No. 2 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—56.

Nays—None.

Absent—Messrs. Burke, Keyt, Scott, and Sehlbrede—4.

So the rules were suspended and the bill was read second time by title only.

On motion of Mr. Yates, the bill was referred to the committee on horticulture, with leave to report at any time.

The speaker called Mr. Sehlbrede to the chair.

The veto messages which had been made a special order for 2 o'clock today were taken up.

Mr. Paxton moved that action on house bill No. 206 and the veto message be indefinitely postponed.

The motion prevailed.

Mr. Myers moved that house bill No. 180 and veto message be indefinitely postponed.

The motion prevailed.

Mr. Myers moved that house bill No. 110 and veto message be indefinitely postponed.

The motion prevailed.

House bill No. 187. Mr. Cole. A bill for an act to regulate the contracts of insurance companies doing business in this state.

The bill was read first time and passed to second reading without question.

House bill No. 188. Mr. Curtis. A bill for an act to establish a paid fire department for the city of Astoria.

Mr. Curtis moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, and Young—53.

Nays—None.

Absent—Messrs. Burke, Dunn, Guild, McCracken, Scott, Stewart, and Mr. Speaker—7.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

Mr. Curtis moved that the rules be further suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—55.

Nays—None.

Absent—Messrs. Burke, Guild, Scott, Stewart, and Wright—5.

So the rules were suspended and the bill was read second time by title only.

On motion of Mr. Curtis, the bill was ordered printed and was referred to the delegation from Clatsop county, with leave to report at any time.

House bill No. 189. Mr. Cole. A bill for an act to amend sections 72, 73, 76, 80, and 83 of the annotated laws of Oregon, as compiled and annotated by W. Lair Hill, with reference to practice in courts of record.

The bill was read first time and passed to second reading without question.

House bill No. 190. Mr. Young. A bill for an act defining the jurisdiction of county judges, police judges, or other judges of municipal courts, and justices of the peace.

The bill was read first time and passed to second reading without question.

House bill No. 191. Mr. Shutrum. A bill for an act to provide for the election of assessors in precincts in each of the counties of this state, and to repeal the present law for the election of county assessors.

The bill was read first time and passed to second reading without question.

House bill No. 192. Mr. Sehlbrede. A bill for an act to amend sections 971 and 972, chapter XIII, title V of Hill's annotated laws of Oregon.

The bill was read first time and passed to second reading without question.

House bill No. 193. Mr. Smith of Josephine. A bill for an act to amend section 1 (one) of an act entitled an act for securing liens of laborers on mining claims and material men, and prescribing the manner of their enforcement, approved February 20, 1891.

The bill was read first time and passed to second reading without question.

Mr. Smith of Josephine moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, and Young—50.

Nays—None.

Absent—Messrs. Beach, Burke, Cooper, Gurdane, Patterson, Scott, Smith of Clackamas, Smith of Polk, Wright, and Mr. Speaker—10.

So the rules were suspended and the bill was read second time by title only.

On motion of Mr. Smith of Josephine, the bill was referred to the committee on mining, with leave to report at any time.

House bill No. 194. Mr. Jeffrey. A bill for an act to compel railroads and transportation lines to carry lime in bulk.

The bill was read first time and passed to second reading without question.

Mr. Jeffrey moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Blundell, Boothby, Bridges, Buckman, Burreleigh, Calvert, Cooper, Craig, Dunn, Hofer, Huffman, Jeffrey, Lester, Nealon, Patterson, Rinearson, Stewart, Smith of Josephine, Smith of Linn, Templeton, Yates, and Young—23.

Nays—Messrs. Cardwell, Cleeton, Cole, Conn, Coon, Curtis, Daly, David, Davis, Gowdy, Guild, Gurdane, Hillegas, Hope, Long, Lyle, McCracken, McGreer, Mintie, Myers, Sehlbrede, Shurtum, Stanley, Smith of Polk, Thompson, Tigard, and Mr. Speaker—27.

Absent—Messrs. Baker, Beach, Burke, Gates, Keyt, Moorhead, Paxton, Scott, Smith of Clackamas, and Wright—10.

The motion was lost.

House bill No. 195. Mr. Cole. A bill for an act to amend an act entitled an act to amend section 2897 of title III, chapter XVIII of the laws of Oregon, annotated and compiled by Wm. Lair Hill, relating to guardians and wards, approved February 16, 1891.

The bill was read first time and passed to second reading without question.

Mr. Long, chairman of the committee on resolutions, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 25, 1895. }

*Mr. Speaker:*

Your committee on resolutions, to whom was referred house resolution No. 8 and house joint resolution No. 2, beg leave to report that we have had the same under consideration, and respectfully report back to the house that we have deemed it advisable to prepare a new resolution, broader in its terms, upon the following grounds: *First*, the committee are of the unanimous opinion that an investigation should be held; *second*, your committee are likewise of the unanimous opinion that the investigation should be held at Salem.

Your committee would further report that we are unable to agree as to what expense the committee should be allowed to incur, but are of the opinion that some limitation should be placed in the resolution as to the power of the committee to incur ex-

pense. The committee are unanimous in their opinion that a large amount of money can be saved to the state by holding this investigation at Salem, and that the committee should not be allowed to incur any expense for traveling about the country until after they have so far progressed in the investigation that they will be able to come before the house and present an intelligent report, showing why the additional expense should be incurred, and the necessity thereof.

The resolution herewith presented contains the unanimous views of the members of the committee, excepting on the question of limiting the expense, which is herewith submitted as a minority report.

J. M. LONG,  
Chairman.

Mr. Burleigh, of the committee on resolutions, submitted the following minority report:—

#### MINORITY REPORT.

SENATE CHAMBER,  
SALEM, Oregon,  
January 25, 1895. }

*Mr. Speaker:*

A minority of your committee on resolutions, to whom was referred house joint resolution No. 2 and house resolution No. 8, beg leave to report that I have had the same under consideration, and respectfully report it back to the house with the following recommendation:

The actual expense for clerical hire and other necessary expense shall not exceed the sum of one hundred (\$100) dollars. And I recommend the clause be amended by adding after the word "employed" the words "provided that the expense incurred by this committee shall not exceed under any circumstances the sum of one hundred (\$100) dollars."

J. A. BURLEIGH.

#### HOUSE CONCURRENT RESOLUTION NO. 19.

Whereas the resolution offered by two members of the house have been presented to your committee by which grave and serious charges have been made whereby the common schools of the state of Oregon (it is charged) have been invaded by various parties who are desirous of using the public schools for mercenary motives; and whereas two representative gentlemen, members of the house, have appeared before your committee and asked that an investi-



gation be made; and whereas your committee are of the unanimous opinion that the public schools are the most sacred trust left to our care and protection under the constitution; and whereas your committee are also of the unanimous opinion that if any investigation is made it should be sufficiently broad to reach every person, corporation, association, or agent; and whereas your committee are of the opinion that the various book companies, agents, and interested parties should be investigated, and that neither of the resolutions above referred to are sufficiently broad for that purpose; therefore, be it

*Resolved by the House, the Senate concurring,* That a joint committee of five be appointed, to consist of three representatives on the part of the house and two senators on the part of the senate, who are authorized to hold sessions at Salem, Oregon, and to examine into the conduct and manner of all matters leading up to the selection of schoolbooks for the public schools of the state of Oregon; and the said committee is hereby empowered to compel the attendance of witnesses, administer oaths, and take testimony, in any and all of the foregoing matters and things, and of any or all things pertaining to the welfare of the public schools of the state of Oregon and germane to the subject matter involved in this investigation; and the said committee are empowered to employ one stenographer, at an expense of not to exceed five dollars per day for each day actually employed.

Mr. Burleigh moved that the minority report be adopted.

Mr. Smith of Clackamas moved that the house adjourn.

The motion prevailed.

R. E. MOODY,  
Chief clerk.

---

FRIDAY, JANUARY 25, 1895.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 25, 1895. }

The hour of 9:30 o'clock a. m. having arrived, Mr. Hofer called the house to order, and stated that he had received from Speaker Moores a note stating that he was ill and unable to attend at this session.

Mr. Myers moved that Mr. Sehlbrede be chosen speaker *pro tem.* to preside at this session.

The motion prevailed.

Mr. Sehlbrede took the chair.

The session was opened with prayer by Rev. Mr. Templeton of Salem.

The roll was called, and all the members were present, except Messrs. Cleeton, Conn, Gurdane, Keyt, Smith of Clackamas, and Mr. Speaker.

Mr. Hofer moved that the speaker be excused on account of illness.

The motion prevailed.

Mr. Curtis moved that the reading of the journal be dispensed with.

The motion prevailed.

Mr. Hofer, chairman of the committee on revision of journals, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 25, 1895. }

*Mr. Speaker:*

Your committee on revision of journals, to whom was referred the journal of January 23d, beg leave to report that we have had the same under consideration, and respectfully report that we have examined the same and find it correct.

E. HOFER,  
Chairman.

On motion of Mr. Burke, the report was adopted.

The minority report of committee, under consideration when the house adjourned, January 24th, was taken up.

Mr. Hofer moved to lay the report on the table.

Messrs. Smith of Josephine and Long demanded the ayes and nays.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Burke, Calvert, Cardwell, Cole, Conn, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hofer, Hope, Huffman, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Sehlbrede, Shutrum, Stanley, Smith of Josephine, Smith of Linn, Templeton, Thompson, Wright, Yates, and Young — 44.

Nays—Messrs. Buckman, Bridges, Burleigh, Coon, Hillegas, Jeffrey, Patterson, Smith of Polk, Stewart, and Tigard—10.

Absent—Messrs. Cleeton, Paxton, Rinearson, Scott, Smith of Clackamas, and Mr. Speaker—6.

The motion prevailed.

Mr. Long moved that the majority report of the committee be adopted.

Mr. Burleigh moved that further consideration of this question be postponed.

Messrs. Long and Craig demanded the ayes and nays.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Buckman, Burleigh, and Gowdy—3.

Nays—Messrs. Baker, Barkley, Beach, Boothby, Bridges, Burke, Calvert, Cardwell, Cleeton, Cole, Conn, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gurdane, Hillegas, Hofer, Hope, Huffman, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Nealon, Patterson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, and Young—47.

Absent—Messrs. Blundell, Coon, Guild, Jeffrey, Myers, Paxton, Rinearson, Scott, Smith of Clackamas, and Mr. Speaker—10.

So the motion was lost.

Mr. Keyt offered the following amendment:—

#### AMENDMENT.

*Provided*, the expense incurred in above investigation shall not exceed two hundred and fifty dollars, unless by special permit of this house.

Mr. Keyt moved the adoption of the amendment.

The motion prevailed.

The question then recurred on the adoption of the report as amended.

Messrs. Hofer and Long demanded the ayes and nays.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, and Young—55.

Nays—Mr. Hofer—1.

Absent — Messrs. Cooper, Patterson, Scott, and Mr. Speaker — 4.  
So the report as amended was adopted.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 25, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that the senate has adopted senate joint memorial No. 1, to reimburse the city of Portland for expenses in improving Columbia and Willamette rivers.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

## SENATE JOINT MEMORIAL NO. 1.

*To the Congress of the United States :* Whereas, by an act of the legislative assembly of the state of Oregon, filed in the office of the secretary of state, February sixteenth, eighteen hundred and ninety-one, a corporation known as the "Port of Portland" was created, embracing within its limits certain portions of Multnomah county; and, whereas, the object of the creation of said corporation was to improve the Willamette river at the cities of Portland, East Portland, and Albina (now consolidated and embraced within the city of Portland, Multnomah county, Oregon,) and the Willamette and Columbia rivers between said cities and the sea, so that there should be made and permanently maintained in said Willamette and Columbia rivers, from said city to the sea, a ship channel of good and sufficient depth at all points at mean low water; and, whereas, said act incorporating said port of Portland provides for the issuance of five hundred thousand dollars in bonds or notes for a certain term of years, said bonds to bear interest at the rate of five per centum per annum, payable semiannually, all in United States gold coin; and, whereas, said act gives said corporation the authority to assess and collect taxes on all property within its boundaries which is by law taxable for state and county purposes at a certain specified rate sufficient to pay the interest on said bonds and to provide a sinking fund for the redemption of the same; and, whereas, the said corporation so created was organized, and commissioners appointed to exercise the powers conferred upon it; and, whereas, since the creation and organization of said port of Portland, the said corporation has

realized three hundred and ten thousand dollars from the sale of the bonds authorized by said act, which said money has been expended in the improvement of the said Willamette and Columbia rivers under the supervision of the officers of the United States government, and which said sum the said port of Portland commission is now obligated to pay; and, whereas, thirty-seven thousand seven hundred and twenty-nine dollars and seventy-seven cents has been paid by said port of Portland in interest on said bonds; and, whereas, the said sum, to wit, three hundred and ten thousand dollars, has been expended in the improvement of said rivers by dredging and constructing permanent dykes beyond the limits of the said district embraced within the limits of said corporation; and, whereas, the remaining portion of said money has been expended in the necessary improvement of said rivers and the harbors thereof; and, whereas, the money so expended by said corporation inures to the benefit of the state of Oregon and the country at large, and the improvements accomplished thereby are of a nature generally and properly undertaken by the general government; therefore,

*Be it resolved by the legislative assembly of the state of Oregon,* That congress be requested to reimburse the port of Portland in the full sum or the amount expended by the said port of Portland in making the improvements aforesaid, and in paying interest on the bonds heretofore issued for such purpose, and that provision be made by the general government for the payment of the interest yet to accrue on said bonds now outstanding.

*Be it further resolved,* That the government of the United States assume full charge of the work heretofore completed and now being performed by said port of Portland, and provide for the maintenance of the same.

Mr. Paxton moved to amend by adding thereto the following:

#### AMENDMENT.

*Be it further resolved,* That a copy of this joint memorial be properly attested and sent to each of our senators and members in the house of representatives in congress for presentation to the senate and house of representatives of the United States.

Mr. Paxton moved the adoption of the amendment.

The motion prevailed.

Mr. Paxton moved that the resolution as amended be adopted.

The motion prevailed.

Unanimous consent being given, Mr. Bridges introduced house-concurrent resolution No. 20.

HOUSE CONCURRENT RESOLUTION NO. 20.

*Resolved by the House, the Senate concurring,* That two on the part of the house and one on the part of the senate be appointed as a committee, with authority to investigate the salmon and fish industries of the Willamette and Columbia rivers, and ascertain wherein the present law regulating the fish industry of the state of Oregon is defective, and to make and report to the legislature, at the earliest possible date, as to what means should be taken for the promotion of the fish industry, and the preservation of fish during the season of propagation; *provided*, the cost of said investigation shall not exceed twenty dollars.

The resolution was referred to the committee on resolutions.

Mr. Gates introduced house concurrent resolution No 21.

HOUSE CONCURRENT RESOLUTION NO. 21.

Whereas grave and serious charges have been made through the public press, and by direct allegation by individuals claiming to have personal knowledge, that the school, lieu, and swamp lands are largely handled by a syndicate instead of going to the people and being utilized by actual settlers, and contrary to the spirit of the law of the state of Oregon; be it

*Resolved*, That a joint committee, consisting of three members of the house and two members of the senate, be appointed to investigate as to whether or not the school lands of this state are largely passing into the hands of syndicates, and as to whether or not any persons are attempting to control the disposal of the same, and to report to this house at the earliest possible date the result of said investigation.

The resolution was referred to the committee on resolutions.

Mr. Boothby introduced house joint memorial No. 3.

HOUSE JOINT MEMORIAL NO. 3.

*To the Congress of the United States:* Whereas this country is in serious difficulty at present, owing largely to the appreciation of the standard money of the country, and because of the nonuse of silver as a money of redemption, which was in 1873 unjustly and without excuse relegated as a money metal to a small sphere, reducing its value as compared with gold, appreciating gold debts and depreciating lands, the products of farms, range, etc., reducing the price of labor, and wrecking the prosperity and happiness of a great majority of the American people; and whereas the United States takes the lead of any one nation in the production of silver, producing nearly one half of the entire world's output; therefore, be it

*Resolved by the legislative assembly of the state of Oregon,* That our delegation in congress be instructed to labor earnestly for the restoration of silver to its former high position as a money of redemption, by at least giving the product of our mines the right of free and unlimited coinage, at no greater ratio than sixteen to one, protecting the product of our own silver mines, and the best interests of the people by placing upon all imported silver a high protective tariff.

*Resolved,* That upon the passage of this memorial, a copy thereof shall be presented to our senator in Salem, and one each to our senator and representatives in Washington.

The memorial was referred to the committee on resolutions.

Mr. Myers introduced house concurrent resolution No. 22.

#### HOUSE CONCURRENT RESOLUTION NO. 22.

*Resolved by the House, the Senate concurring,* That a committee of three from the house and two from the senate be appointed to visit the penal, reformatory, and charitable institutions of the state, and report to both houses of the legislature.

The resolution was referred to the committee on resolutions.

Unanimous consent being given, Mr. Blundell introduced house joint memorial No. 4.

#### HOUSE JOINT MEMORIAL NO. 4.

Whereas the legislative assembly of the state of Oregon, at its sixteenth biennial session, memorialized the president of the United States to withdraw from the operation of the public land laws and reserve from settlement the crest of the Cascade mountains; and whereas the president of the United States, pursuant to said memorial, did, on the twenty-eighth day of September, 1893, issue a proclamation whereby a large portion of the lands lying west of the summit of the Cascade mountains was set apart as a timber reserve; and whereas said reserve includes much land upon which settlement has already been made and much more land that is susceptible of settlement and cultivation; and whereas said reservation subserves no useful purpose and largely reduces the area of public lands within the state of Oregon for settlement under the homestead laws of the United States; and whereas certain parties who have for years controlled the selection of indemnity school lands within the state, and who have made purchasers of said lands pay several times the amount realized by the state therefor, will use the sixteenth and thirty-sixth sections of each township within the said reservation as a basis from which to secure indemnity school lands in other portions of



the state and thereby secure large tracts of valuable lands to be held by them for speculation purposes and against the best interests of the people of the state; therefore, we, the legislative assembly of the state of Oregon, hereby memorialize the president of the United States and urge that the proclamation and order of the president, made on the twenty-eighth day of September, 1893, setting apart certain lands along the Cascade mountains in Oregon be revoked, and the lands therein described be restored to settlement under the land laws of the United States.

The memorial was referred to the committee on resolutions.

House bill No. 242 was introduced by Mr. Barkley.

House bill No. 243 was introduced by Mr. Smith of Polk.

House bill No. 244 was introduced by Mr. Burke.

House bill No. 245 was introduced by Mr. Paxton.

House bill No. 246 was introduced by Mr. Gates.

House bill No. 247 was introduced by Mr. Cardwell.

House bill No. 248 was introduced by Mr. McCracken.

House bill No. 249 was introduced by Mr. Dunn.

House bill No. 250 was introduced by Mr. Hope.

House bill No. 251 was introduced by Mr. Myers.

House bill No. 252 was introduced by Mr. Smith of Josephine.

House bill No. 253 was introduced by Mr. Lyle.

House bill No. 254 was introduced by Mr. Dunn.

House bill No. 255 was introduced by Mr. Long.

House bill No. 256 was introduced by Mr. Gates.

House bill No. 257 was introduced by Mr. Smith of Josephine.

House bill No. 258 was introduced by Mr. McCracken.

House bill No. 259 was introduced by Mr. McCracken.

House bill No. 260 was introduced by Mr. Beach.

House bill No. 261 was introduced by Mr. Smith of Josephine.

House bill No. 262 was introduced by Mr. Long, by request.

House bill No. 196. Mr. Paxton. A bill for an act to repeal an act entitled an act regulating the amount to be paid on a policy of insurance, filed in the office of the secretary of state February 21, 1893.

The bill was read first time and passed to second reading without question.

House bill No. 197. Mr. Beach. A bill for an act to amend an act entitled an act regulating the amount to be paid on a policy of insurance, filed in the office of the secretary of state February 21, 1893.

The bill was read first time and passed to second reading without question.

House bill No. 198. Mr. Curtis. A bill for an act to repeal

dane, Hillegas, Hofer, Hope, Huffman, Keyt, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, and Young—50.

Nays—None.

Absent—Messrs. Coon, Curtis, Gates, Jeffrey, Lyle, Paxton, Scott, Wright, Yates, and Mr. Speaker—10.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

House bill No. 206. Mr. Smith of Josephine. A bill for an act to provide for the recovery of a reasonable attorney's fee in action for wages.

The bill was read first time and passed to second reading without question.

House bill No. 207. Mr. Smith of Josephine. A bill for an act to punish any person who shall injure or remove any notice, stake, or monument of a mining claim.

The bill was read first time and passed to second reading without question.

House bill No. 208. Mr. Smith of Josephine. A bill for an act to amend section 7 of an act entitled an act to provide a state board of equalization, to protect the manner of its creation, and its forms and duties, passed by the legislative assembly of the state of Oregon at its sixteenth regular session.

The bill was read first time and passed to second reading without question.

House bill No. 209. Mr. Long. A bill for an act to amend section 8 of an act entitled an act to secure a more convenient mode of making assessments and of collecting and paying taxes, and to amend section 2794 of the general laws of Oregon, as compiled by Wm. Lair Hill, filed in the office of the secretary of state February 1, 1893.

The bill was read first time and passed to second reading without question.

House bill No. 210. Mr. Smith of Josephine. A bill for an act entitled an act to amend section 3056 of Hill's annotated laws of Oregon, relating to chattel mortgages, as amended by act of the legislative assembly of the state of Oregon at the seventeenth regular session thereof.

The bill was read first time and passed to second reading without question.

House bill No. 211. Mr. Smith of Josephine. A bill for an act to repeal section 3030 of the laws of Oregon, as compiled by W. Lair Hill, relating to the record of assignments of mortgages and the effect thereof, and to provide for the recording of assign-

ments of mortgages and the effect of the indorsement and transfer of promissory notes and other obligations secured by mortgages.

The bill was read first time and passed to second reading without question.

House bill No. 212. Mr. Smith of Josephine. A bill for an act to amend section 1779 of Hill's annotated laws of Oregon of the compilation of 1887.

The bill was read first time and passed to second reading without question.

House bill No. 213. Mr. Long. A bill for an act to amend an act entitled an act to protect salmon and other food fishes in the state of Oregon, and upon all waters upon which this state has concurrent jurisdiction, and to repeal sections 3489, 3490, 3491, 3492, 3493, 3494, 3495, 3496, 3497, and 3498 of Hill's annotated laws of Oregon, approved February 16, 1891.

The bill was read first time and passed to second reading without question.

House bill No. 214. Mr. Barkley. A bill for an act to provide for corporate precinct organization and other purposes pertaining thereto.

Mr. Barkley moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were —

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker — 56.

Nays — None.

Absent — Messrs. Calvert, Nealon, Patterson, and Scott — 4.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

#### JOINT CONVENTION.

The joint convention of January 25, 1895, was called to order at 12 o'clock m. by the president of the senate, Hon. Joseph Simon.

The chief clerk of the senate called the roll of the senate, and all the senators were present.

The chief clerk of the house called the roll of the house, and

all the members were present, except Representative Scott and Mr. Speaker.

The chief clerk of the senate read the journal of the proceedings of the joint convention of yesterday, and the same was approved as read.

The president announced that no person having received a majority of all the votes cast for United States senator for Oregon in the joint convention of both houses on January 24, 1895, there had been no election, and directed the calling of the roll of the joint convention for the purpose of voting for United States senator.

Senator Cogswell moved that members in explaining their votes should be limited to two minutes.

The motion prevailed.

On motion of Senator Huston, the speaker of the house was excused from voting, he being paired with Representative Scott.

The roll was called and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Beach, Blundell, Bridges, Brownell, Calbreath, Calvert, Cardwell, Carter, Cleeton, Conn, Daly, David, Davis, Dawson, Denny, Gesner, Gowan, Gowdy, Hobson, Long, Maxwell, McCracken, McGinn, McGreer, Mintie, Moorhead, Myers, Patterson of Marion, Paxton, Price, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Templeton, Thompson, Woodard, and Mr. President—42.

Those voting for Hon. F. A. Moore were: Messrs. Baker, Barkley, Boothby, Cole, Gates, Hope, Lester, Lyle, Smith of Linn, Tiggard, and Yates—11.

Those voting for Hon. A. S. Bennett were: Messrs. Beckley, Butler, Cogswell, Huston, McAlister, Raley, Smith of Sherman, and Smith of Clatsop—8.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vanderburg, and Young—10.

Those voting for Hon. Geo. H. Williams were: Messrs. Cooper and Keyt—2.

Those voting for Hon. Wm. P. Lord were: Messrs. Dunn, Guild, and Wright—3.

Those voting for Hon. Binger Hermann were: Messrs. Alley, Burke, Coon, Craig, Curtis, Hillegas, Hofer, McClung, Patterson of Grant, and Rinearson—10.

Those voting for Hon. S. A. Lowell were: Mr. Gurdane—1.

Those voting for Hon. H. S. Barkley were: Mr. Johnson—1.

Absent—Mr. Scott and Mr. Speaker—2.

Total number of votes cast—88.

The president declared that as no person received a majority of all the votes cast there was no election.

On motion of Representative Hofer, the joint convention adjourned.

On motion of Mr. Long, the house adjourned until 2:30 o'clock p. m. today.

R. E. MOODY,  
Chief clerk.

---

### AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 25, 1895. }

The house was called to order, pursuant to adjournment, at 2:30 o'clock p. m. by the speaker.

Speaker Moores called to the chair Mr. Paxton.

Speaker Moores asked to be excused from the session on account of illness.

The request was granted.

The roll was called, and all members were present, except Messrs. Burleigh, Gurdane, McCracken, Myers, Patterson, Rinearson, and Scott.

Mr. Smith of Polk introduced house resolution No. 25.

### HOUSE RESOLUTION NO. 25.

*Resolved*, That the employés of this house receive a compensation of their services as follows: Chief clerk, seven dollars per day; assistant clerk, five dollars per day; calendar clerk, five dollars per day; mailing clerk, three dollars per day; doorkeeper, four dollars per day; assistant doorkeeper, three dollars per day; pages, two dollars and fifty cents per day; reading clerk, seven dollars per day; sergeant-at-arms, five dollars per day. Clerks of standing committees: Agriculture, two dollars and fifty cents per day; alcoholic traffic, two dollars and fifty cents per day; assessment and taxation, three dollars per day; banking and insurance, two dollars and fifty cents per day; claims, two dollars and fifty cents per day; capitol building and grounds, two dollars and fifty cents per day; commerce, three dollars per day; counties, three dollars per day; corporations, two dollars and fifty cents per day; education, two dollars and fifty cents per day; elections, two dollars and fifty cents per day;

engrossed bills, chief clerk, four dollars per day; engrossed bills, clerks, three dollars per day; enrolled bills, chief clerk, four dollars per day; enrolled bills, clerks, three dollars per day; federal relations, two dollars and fifty cents per day; fisheries and game, two dollars and fifty cents per day; food and dairy products, two dollars and fifty cents per day; horticulture, two dollars and fifty cents per day; Indian affairs, two dollars and fifty cents per day; internal improvements, two dollars and fifty cents per day; irrigation, two dollars and fifty cents per day; judiciary, chief clerk, five dollars per day; judiciary, assistant clerk, three dollars per day; labor, two dollars and fifty cents per day; manufactures, two dollars and fifty cents per day; medicine and pharmacy, two dollars and fifty cents per day; military affairs, two dollars and fifty cents per day; mining, two dollars and fifty cents per day; penal, reformatory, and charitable institutions, two dollars and fifty cents per day; printing, three dollars per day; public lands, two dollars and fifty cents per day; public morals, two dollars and fifty cents per day; public library, two dollars and fifty cents per day; railway and transportation, three dollars per day; roads and highways, two dollars and fifty cents per day; rules and joint rules, two dollars and fifty cents per day; salaries and mileage, two dollars and fifty cents per day; statistics and immigration, two dollars and fifty cents per day; ways and means, chief clerk, four dollars per day; ways and means, assistant clerk, three dollars per day.

The resolution was referred to the committee on resolutions.

Mr. Daly, chairman of the special committee, to whom was referred house bill No. 16, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 25, 1895. }

*Mr. Speaker:*

Your special committee, consisting of the delegations from Benton and Lincoln counties, to whom was referred house bill No. 16, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that the bill herewith reported be substituted for house bill No. 16, and that the substitute do pass.

J. D. DALY,  
Chairman.

On motion of Mr. Daly, the report was adopted.

Mr. Daly moved that the rules be suspended and that house bill No. 16 be considered engrossed, read third time, and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McGreer, Mintie, Moorhead, Nealon, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, and Young—53.

Nays—None.

Absent—Messrs. Guild, McCracken, Myers, Patterson, Rinearson, Scott, and Mr. Speaker—7.

So the rules were suspended and the bill considered engrossed, read third time, and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McGreer, Mintie, Moorhead, Myers, Nealon, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, and Young—51.

Nays—None.

Absent—Messrs. Barkley, Calvert, Curtis, Gurdane, McCracken, Patterson, Rinearson, Scott, and Mr. Speaker—9.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Long, chairman of the committee on resolutions, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
January 25, 1895. }

*Mr. Speaker:*

Your committee on resolutions, to whom was referred house concurrent resolution No. 21, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it be adopted.

J. M. LONG,  
Chairman.



On motion of Mr. Long, the report was adopted.

Mr. Long, chairman of the committee on resolutions, submitted the following report:—

**REPORT.**

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 25, 1895. }

*Mr. Speaker :*

Your committee on resolutions, to whom was referred house concurrent resolution No. 20, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it be adopted.

J. M. LONG,  
Chairman.

Mr. Bridges moved to adopt the report.

Mr. Curtis offered the following amendment:

**AMENDMENT.**

That the joint committee on fisheries be substituted for the committee herein proposed.

Mr. Curtis moved the adoption of the amendment.

The amendment was lost.

The motion to adopt prevailed.

Mr. Craig introduced house concurrent resolution No. 23.

**HOUSE CONCURRENT RESOLUTION NO. 23.**

*Resolved by the House, the Senate concurring,* That the state university and the state agricultural college should be satisfied with present endowments received from the state and nation, and resort to the charge of a moderate tuition fee in case it be necessary, rather than call for any direct tax from the people.

The resolution was referred to the committee on resolutions.

Mr. Craig introduced house concurrent resolution No. 24.

**HOUSE CONCURRENT RESOLUTION NO. 24.**

*Resolved by the House, the Senate concurring,* That in view of the present pressing necessity for public economy, provisions for public money devoted to education should be limited to the common schools of the state.

The resolution was referred to the committee on resolutions.

House bill No. 215. Mr. Jeffrey. A bill for an act regulating mortgage foreclosures.

The bill was read first time and passed to second reading without question.

House bill No. 216. Mr. Smith of Josephine. A bill for an act entitled an act creating the tenth judicial district of the state of Oregon, and providing for the appointment of a judge and prosecuting attorney thereof, and prescribing the times and places of holding the terms of circuit court in said judicial district.

The bill was read first time and passed to second reading without question.

House bill No. 217. Mr. Jeffrey. A bill for an act providing for the appointment of judges and clerks of election, and to repeal section 3 on page 9 of the general laws of 1891, being an act fixing the time of holding elections and approved by the governor February 16, 1891.

The bill was read first time and passed to second reading without question.

House bill No. 218. Mr. Cooper. A bill for an act to promote purity of elections.

Mr. Hofer moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Boothby, Bridges, Buckman, Burleigh, Calvert, Cardwell, Conn, Coon, Craig, Curtis, David, Davis, Dunn, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McGreer, Mintie, Moorhead, Myers, Nealon, Paxton, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Thompson, Tigard, Wright, Yates, and Young—43.

Nays—None.

Absent—Messrs. Baker, Beach, Blundell, Burke, Cleeton, Cole, Cooper, Daly, Gates, McCracken, Patterson, Rinearson, Scott, Sehlbrede, Smith of Clackamas, Templeton, and Mr. Speaker—17.

So the rules were suspended and the bill was read first time and passed to second reading.

The committee on resolutions asked leave to retire.

Permission was granted.

House bill No. 219. Mr. Smith of Josephine. A bill for an act entitled an act to define and punish unlawful discrimination against the products of Oregon, in the matter of the transportation of freights in carloads and the rates to be charged therefor, and to define and establish equal facilities between shippers in the state of Oregon, and competition from and to common points in other states.

The bill was read first time and passed to second reading without question.

Mr. McCracken moved that house bill No. 259 be not sent to the state printer.

The motion prevailed.

House bill No. 220. Mr. Paxton. A bill for an act to amend an act entitled "An act to amend section 3238 of title I, chapter XXXII of the miscellaneous laws of Oregon, as compiled and annotated by William Lair Hill," filed in the office of the secretary of state February 21, 1893.

The bill was read first time and passed to second reading without question.

House bill No. 221. Mr. Paxton. An act to provide for the filing or recording of contracts for conveyance of personal property upon sale, lease, or conditional sale thereof.

The bill was read first time and passed to second reading without question.

House bill No. 222. Mr. Smith of Polk. A bill for an act entitled an act to amend sections 2, 3, 6, 7, 9, 11, and 12 of an act entitled "An act to provide for the laying out, constructing, or improving county roads, and the levying of assessment upon adjacent lands benefited to create a fund to pay the same," filed in the office of the secretary of state February 22, 1893.

Mr. Smith of Polk moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Cleeton, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Keyt, Lester, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Yates, and Young—45.

Nays—None.

Absent—Messrs. Burleigh, Calvert, Cardwell, Cole, Gates, Guild, Jeffrey, Long, Patterson, Rinearson, Scott, Smith of Clackamas, Smith of Josephine, Wright, and Mr. Speaker—15.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

House bill No. 223. Mr. Moorhead. A bill for an act to amend section 291 (288) of Hill's annotated laws of Oregon, providing for notice of sale under execution.

The bill was read first time and passed to second reading without question.

House bill No. 224. Mr. Jeffrey. An act changing the mining and water right records of Jackson county from the county clerk's office into the county recorder's office, and making it the duty of

the recorder to keep such records, specifying his fees and providing for his salary.

The bill was read first time and passed to second reading without question.

House bill No. 225. Mr. McGreer. A bill for an act fixing a bounty on coyote scalps, and on grey or ground squirrel scalps.

The bill was read first time and passed to second reading without question.

House bill No. 226. Mr. Curtis. A bill for an act to amend section 1749 (539), Hill's code, defining libel and providing for its punishment.

The bill was read first time and passed to second reading without question.

House bill No. 228. Mr. McCracken. A bill for an act to create the office of county auditor of Multnomah county, and to define the duties of such officer.

The bill was read first time and passed to second reading without question.

Messrs. Bridges and Hofer demanded a call of the house.

The roll was called, and those present were:

Messrs. Baker, Barkley, Boothby, Bridges, Buckman, Burke, Calvert, Cleeton, Cole, Conn, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Hofer, Hope, Jeffrey, Keyt, Lester, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, and Young—44.

Absent—Messrs. Beach, Blundell, Burleigh, Cardwell, Coon, Gates, Guild, Gurdane, Hillegas, Huffman, Long, Patterson, Scott, Stewart, Wright, and Mr. Speaker—16.

The sergeant-at-arms was instructed to bring into the house absent members.

Mr. Yates moved that further proceedings under call of the house be dispensed with.

The motion prevailed.

House bill No. 229. Mr. Cardwell. A bill for an act to fix the compensation of justices of the peace and constables in the state of Oregon in cities having over fifty thousand inhabitants.

The bill was read first time and passed to second reading without question.

House bill No. 230. Mr. Myers. A bill for an act to provide for the examination and licensing of steam engines, and for the better protection of life and property.

Mr. Hofer moved that the rules be suspended and that the bill be read first time by title only.

Mr. McCracken moved that house bill No. 259 be not sent to the state printer.

The motion prevailed.

House bill No. 220. Mr. Paxton. A bill for an act to amend an act entitled "An act to amend section 3238 of title I, chapter XXXII of the miscellaneous laws of Oregon, as compiled and annotated by William Lair Hill," filed in the office of the secretary of state February 21, 1893.

The bill was read first time and passed to second reading without question.

House bill No. 221. Mr. Paxton. An act to provide for the filing or recording of contracts for conveyance of personal property upon sale, lease, or conditional sale thereof.

The bill was read first time and passed to second reading without question.

House bill No. 222. Mr. Smith of Polk. A bill for an act entitled an act to amend sections 2, 3, 6, 7, 9, 11, and 12 of an act entitled "An act to provide for the laying out, constructing, or improving county roads, and the levying of assessment upon adjacent lands benefited to create a fund to pay the same," filed in the office of the secretary of state February 22, 1893.

Mr. Smith of Polk moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Cleeton, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Keyt, Lester, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Yates, and Young—45.

Nays—None.

Absent—Messrs. Burleigh, Calvert, Cardwell, Cole, Gates, Guild, Jeffrey, Long, Patterson, Rinearson, Scott, Smith of Clackamas, Smith of Josephine, Wright, and Mr. Speaker—15.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

House bill No. 223. Mr. Moorhead. A bill for an act to amend section 291 (288) of Hill's annotated laws of Oregon, providing for notice of sale under execution.

The bill was read first time and passed to second reading without question.

House bill No. 224. Mr. Jeffrey. An act changing the mining and water right records of Jackson county from the county clerk's office into the county recorder's office, and making it the duty of

the recorder to keep such records, specifying his fees and providing for his salary.

The bill was read first time and passed to second reading without question.

House bill No. 225. Mr. McGreer. A bill for an act fixing a bounty on coyote scalps, and on grey or ground squirrel scalps.

The bill was read first time and passed to second reading without question.

House bill No. 226. Mr. Curtis. A bill for an act to amend section 1749 (539), Hill's code, defining libel and providing for its punishment.

The bill was read first time and passed to second reading without question.

House bill No. 228. Mr. McCracken. A bill for an act to create the office of county auditor of Multnomah county, and to define the duties of such officer.

The bill was read first time and passed to second reading without question.

Messrs. Bridges and Hofer demanded a call of the house.

The roll was called, and those present were:

Messrs. Baker, Barkley, Boothby, Bridges, Buckman, Burke, Calvert, Cleeton, Cole, Conn, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Hofer, Hope, Jeffrey, Keyt, Lester, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, and Young—44.

Absent—Messrs. Beach, Blundell, Burleigh, Cardwell, Coon, Gates, Guild, Gurdane, Hillegas, Huffman, Long, Patterson, Scott, Stewart, Wright, and Mr. Speaker—16.

The sergeant-at-arms was instructed to bring into the house absent members.

Mr. Yates moved that further proceedings under call of the house be dispensed with.

The motion prevailed.

House bill No. 229. Mr. Cardwell. A bill for an act to fix the compensation of justices of the peace and constables in the state of Oregon in cities having over fifty thousand inhabitants.

The bill was read first time and passed to second reading without question.

House bill No. 230. Mr. Myers. A bill for an act to provide for the examination and licensing of steam engines, and for the better protection of life and property.

Mr. Hofer moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Boothby, Bridges, Buckman, Burke, Cole, Conn, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Lyle, McCracken, McGreer, Moorhead, Myers, Nealon, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, and Young—44.

Nays—None.

Absent—Messrs. Beach, Blundell, Burleigh, Calvert, Cardwell, Cleeton, Coon, Gates, Guild, Long, Mintie, Patterson, Scott, Smith of Clackamas, Wright, and Mr. Speaker—16.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

Unanimous consent being given, Mr. Thompson withdrew house bill 231.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 25, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that he has appointed the following committees: Senate concurrent resolution No. 13, Senators Bancroft and McClung; senate concurrent resolution No. 4, Senators Denny and Butler; house concurrent resolution No. 11, Senators Gesner and Huston; house concurrent resolution No. 3, Senators Maxwell and Smith of Sherman; house joint resolution No. 1, Senators Woodard and Hobson; house concurrent resolution No. 5, Senators Dawson and Raley; house concurrent resolution No. 6, Senators Johnson and Beckley; house concurrent resolution No. 9, Senators Steiwer and Brownell.

WALTER SINCLAIR,  
Chief clerk.

House bill No. 232. Mr. Stewart. A bill for an act to make the debtor the agent of his creditor for the purpose of assessment and payment of taxes for his creditors on the amount of the debtor's obligation to his creditors, providing for the reimbursement of the debtor by his creditors, for the deduction from the total assessment of the debtor's property of the sum of his debts, for the punishment of violations of this act, and for the repeal of all acts and parts of acts in conflict with this act.

Mr. Stewart moved that the rules be suspended and that the bill be read first time by title only.



On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Boothby, Bridges, Buckman, Burke, Calvert, Cardwell, Cleeton, Cole, Conn, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, and Young — 48.

Nays — None.

Absent— Messrs. Beach, Blundell, Burleigh, Coon, Gates, Guild, Long, Nealon, Patterson, Scott, Wright, and Mr. Speaker — 12.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

House bill No. 233. Mr. Sehlbrede. A bill for an act to prevent the sale of spirituous or vinous liquors within one mile of any soldiers' home within the state of Oregon.

The bill was read first time and passed to second reading without question.

Mr. Sehlbrede moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, and Young — 51.

Nays — None.

Absent— Messrs. Blundell, Coon, Gates, Guild, Nealon, Rinearson, Scott, Wright, and Mr. Speaker — 9.

So the rules were suspended and the bill was read second time by title only.

On motion of Mr. Sehlbrede, the bill was referred to the committee on engrossed bills, with leave to report at any time.

House bill No. 234. Mr. Barkley. A bill for an act to provide for the manner of collecting taxes and regulating the sale of land for delinquent taxes.

The bill was read first time and passed to second reading without question.

House bill No. 235. Mr. David. A bill for an act to provide a lien on farm products for protection of farm laborers.

The bill was read first time and passed to second reading without question.

House bill No. 236. Mr. Myers. A bill for an act for the more effective organization and discipline of the militia of the state of Oregon.

Mr. Barkley moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cole, Conn, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Lester, Lyle, McCracken, Mintie, Moorhead, Nealon, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Tigard, Wright, Yates, and Young—43.

Nays—None.

Absent—Messrs. Beach, Blundell, Bridges, Cleeton, Coon, Gates, Guild, Keyt, Long, McGreer, Myers, Patterson, Rinearson, Scott, Smith of Josephine, Thompson, and Mr. Speaker—17.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

House bill No. 237. Mr. Stewart. A bill for an act for the relief of certain persons who, through want of notice, inadvertence, or accident, were prevented from complying with the provisions of section 13 of the act of the legislative assembly of the state of Oregon, filed in the office of the secretary of state February 28, 1889, entitled an act to regulate the practice of medicine and surgery in the state of Oregon.

The bill was read first time and passed to second reading without question.

House bill No. 238. Mr. David. A bill for an act to secure a more convenient mode of collecting and paying taxes, and to amend section 2794 of the general laws of Oregon, as compiled by W. Lair Hill.

The bill was read first time and passed to second reading without question.

House bill No. 239. Mr. Smith of Josephine. A bill for an act to amend section 4063 of Hill's annotated laws of Oregon, providing for notice of application for laying out, altering, or vacating any county road.

The bill was read first time and passed to second reading without question.

House bill No. 240. Mr. Sehlbrede. A bill for an act to repeal section 3030 of the laws of Oregon, as compiled by W. Lair Hill, relating to the records, assignment of mortgages and the effect

thereof, and to provide for the recording of assignments of mortgages, and the effect of the indorsement and transfer of promissory notes, and other obligations secured by mortgages.

The bill was read first time and passed to second reading without question.

House bill No. 241. Mr. Patterson. A bill for an act to amend an act entitled an act to authorize the publication in county newspapers of the proceedings of county courts, and to fix compensation therefor, approved February 21, 1891.

The bill was read first time and passed to second reading without question.

House bill No. 242. Mr. Barkley. A bill for an act entitled an act to amend article III of section 2590, found on page 1215, Hill's annotated laws of Oregon.

The bill was read first time and passed to second reading without question.

House bill No. 263 was introduced by Mr. Sehlbrede.

House bill No. 264 was introduced by Mr. Sehlbrede.

House bill No. 265 was introduced by Mr. Keyt.

House bill No. 266 was introduced by Mr. Smith of Josephine.

House bill No. 267 was introduced by Mr. Moorhead.

House bill No. 268 was introduced by Mr. Smith of Polk.

House bill No. 269 was introduced by Mr. Wright.

House bill No. 270 was introduced by Mr. Wright.

House bill No. 271 was introduced by Mr. Wright.

House bill No. 243. Mr. Smith of Polk. A bill for an act to amend section 32 of chapter V, and section 83 of chapter 8, and section 53 of chapter 7 of an act to incorporate the city of Independence, and to repeal an act entitled an act to incorporate the city of Independence, approved February 26, 1885; and to repeal an act entitled an act to incorporate the town of Independence, in the county of Polk, state of Oregon, approved October 20, 1874; and also an act entitled an act to incorporate the town of Independence, in the county of Polk, state of Oregon, approved October 17, 1878; and also an act entitled an act to amend an act entitled an act to incorporate the town of Independence, in the county of Polk, and state of Oregon, approved October 17, 1878, approved October 20, 1882; and to repeal an act entitled an act to amend section 2 of an act entitled an act to incorporate the city of Independence, and to repeal an act entitled an act to incorporate the town of Independence, in the county of Polk, and state of Oregon, approved October 20, 1874; and also an act entitled an act to incorporate the town of Independence, in the county of Polk, and state of Oregon, approved October 17, 1878;

and also an act entitled an act to amend an act to incorporate the town of Independence, in the county of Polk, and state of Oregon, approved October 17, 1878, approved October 20, 1882, approved February 26, 1885, approved November 20, 1885; and to repeal an act to incorporate the city of Independence, approved February 25, 1889.

Mr. Smith of Polk moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cole, Conn, Cooper, Curtis, David, Davis, Dunn, Gates, Gowdy, Guild, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, and Young—49.

Nays—None.

Absent—Messrs. Beach, Cleeton, Coon, Craig, Daly, Gurdane, Lyle, Rinearson, Scott, Sehlbrede, and Mr. Speaker—11.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

Mr. Smith of Polk moved that the rules be further suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, and Young—52.

Nays—None.

Absent—Messrs. Cleeton, David, Guild, Lyle, Rinearson, Scott, Sehlbrede, and Mr. Speaker—8.

So the rules were suspended and the bill was read second time by title only.

Mr. Smith of Polk moved that the rules be further suspended and that the bill be considered engrossed, read third time now, and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges,

Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Keyt, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Patterson, Paxton, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, and Young—52.

Nays—None.

Absent—Messrs. Jeffrey, Lyle, Nealon, Rinearson, Scott, Sehlbrede, Yates, and Mr. Speaker—8.

So the rules were suspended and the bill considered engrossed, read third time, and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, and Young—52.

Nays—None.

Absent—Messrs. Cleeton, Lyle, McCracken, Rinearson, Scott, Sehlbrede, Yates, and Mr. Speaker—8.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Long, chairman of the committee on resolutions, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
January 25, 1895.

*Mr. Speaker:*

Your committee on resolutions, to whom was referred house concurrent resolution No. 6, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it be not adopted for the reason that the subject matter had been covered by house resolution.

J. M. LONG.  
Chairman.

On motion of Mr. Long, the report was adopted.

Mr. Long, chairman of the committee on resolutions, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 25, 1895. }

*Mr. Speaker:*

Your committee on resolutions, to whom was referred house concurrent resolution No. 22, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it be referred to the joint committee on penal, reformatory, and charitable institutions.

J. M. LONG,  
Chairman.

On motion of Mr. Long, the report was adopted

Mr. Long, chairman of the committee on resolutions, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 25, 1895. }

*Mr. Speaker:*

Your committee on resolutions, to whom was referred house concurrent resolution No. 18, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it be not adopted.

J. M. LONG,  
Chairman.

On motion of Mr. Long, the report was adopted.

Mr. Long, chairman of the committee on resolutions, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 25, 1895. }

*Mr. Speaker:*

Your committee on resolutions, to whom was referred senate concurrent resolution No. 14, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it be adopted as amended.

J. M. LONG,  
Chairman.

On motion of Mr. Long, the report was adopted.

SENATE CONCURRENT RESOLUTION NO. 14.

*Resolved by the Senate, the House concurring,* That the military committees of the senate and house be directed to investigate the record-books and papers, acts and doings of the military board, adjutant-general's office, and of any officer of the national guard of Oregon, and report upon the same to this legislature, with any recommendation for reducing the expenses of the national guard; and the said committee are hereby authorized to employ one clerk at a compensation not to exceed five dollars per day for the time actually employed.

On motion of Mr. Long, the resolution as amended was concurred in.

Mr. Huffman moved that the house adjourn.

The motion prevailed.

R. E. MOODY,  
Chief clerk.

SATURDAY, JANUARY 26, 1895.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 26, 1895. }

The house was called to order at 9:30 o'clock a. m., pursuant to adjournment, by the speaker.

The session was opened with prayer by Rev. A. W. Bowersox of Salem.

The roll was called, and all the members were present, except Messrs. Davis and Scott.

Mr. Hofer moved that the reading of the journal be dispensed with.

The motion prevailed.

Mr. Paxton gave the following notice: I hereby give notice that I will on Monday next propose and move an amendment to rule 5 of this house.

The speaker announced the following list of committees:

House concurrent resolution No. 3, Messrs. Cleeton, Smith of Linn, and Stanley.

House concurrent resolution No. 5, Messrs. Smith of Polk, Myers, and Patterson.

House concurrent resolution No. 6, Messrs. Myers, Bridges, and Calvert.



House concurrent resolution No. 9, Messrs. Cole and Wright.

Senate concurrent resolution No. 4, Messrs. Daly, Gates, and Stewart.

Senate concurrent resolution No. 13, Messrs. Sehlbrede, Smith of Clackamas, and Templeton.

Mr. Long was called to the chair.

Mr. Hofer, chairman of the committee on revision and correction of journal, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
January 26, 1895. }

*Mr. Speaker:*

Your committee on revision and correction of journal, to whom was referred the journal of January 24th, beg leave to report that we have had the same under consideration, and respectfully report back to the house that we have examined the same and find it correct.

E. HOFER,  
Chairman.

On motion of Mr. Barkley, the report was adopted.

Mr. Sehlbrede moved that the rules be suspended, and that House joint memorial No. 1 be taken up.

The motion prevailed.

Mr. Sehlbrede moved that house joint memorial No. 1 be adopted.

The motion prevailed.

House bill No. 244. Mr. Burke. A bill for an act for the relief of Multnomah county.

The bill was read first time and passed to second reading without question.

Mr. Burke moved that the rules be suspended and that the bill be read second time now.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cole, Conn, Coon, Cooper, Craig, Curtis, David, Davis, Gates, Gurdane, Hofer, Hope, Huffman, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Patterson, Paxton, Rinearson, Shutrum, Stanley, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, and Young—43.

Nays—Messrs. Daly, Dunn, Gowdy, Hillegas, Jeffrey, Keyt, Nealon, Smith of Josephine, and Stewart—9.

Absent—Messrs. Blundell, Cleeton, Guild, Myers, Scott, Sehlbrede, Smith of Clackamas, and Mr. Speaker—8.

So the rules were suspended and the bill was read second time.

On motion of Mr. Burke the bill was ordered printed, and referred to committee on judiciary.

House bill No. 245. Mr. Paxton. A bill for an act to provide for the incorporation of associations, societies, and corporations for purposes other than pecuniary profit, and to provide for the government, management, and conduct of the business of such associations, societies, and corporations, and for the dissolution of such associations, societies, and corporations; and also for the government, management, conduct, and dissolution of other associations, societies, and corporations heretofore organized and now existing under the laws of the state of Oregon, relating to the incorporation of churches, religious, benevolent, literary, or charitable societies, and repealing sections 3295, 3296, 3297, 3298, 3299, 3300, and 3301, and all other acts and parts of acts relating to the incorporation of such association, societies, and corporations for purposes other than pecuniary profit, (not religious, benevolent, or charitable,) and providing for an emergency.

Mr. Sehlbrede moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, Mintie, Moorhead, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Tigard, Yates, Young, and Mr. Speaker—53.

Nays—None.

Absent—Messrs. Guild, McGreer, Myers, Scott, Smith of Clackamas, Thompson, and Wright—7.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

Mr. Paxton moved that the rules be further suspended and that the bill be read second time now and by title only.

Mr. Smith of Josephine moved to lay the motion on the table.

The motion was lost.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates,

Gowdy, Gurdane, Hillegas, Hofer, Hope, Jeffrey, Keyt, Long, Lyle, McGreer, Mintie, Moorhead, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Tigard, Yates, and Young—46.

Nays—None.

Absent—Messrs. Cole, Guild, Huffman, Lester, McCracken, Myers, Rinearson, Scott, Smith of Clackamas, Smith of Linn, Templeton, Thompson, Wright, and Mr. Speaker—14.

So the rules were suspended and the bill was read second time by title only.

On motion of Mr. Paxton, the bill was ordered printed and referred to the committee on judiciary, with leave to report at any time.

House bill No. 272 was introduced by Mr. Long.

House bill No. 273 was introduced by Mr. Sehlbrede.

House bill No. 274 was introduced by Mr. Hofer.

House bill No. 275 was introduced by Mr. Boothby.

House bill No. 276 was introduced by Mr. Patterson.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 26, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has concurred in house amendments to senate joint memorial No. 1.

WALTER SINCLAIR,  
Chief clerk.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 26, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has concurred in house amendments to senate concurrent resolution No. 14.

WALTER SINCLAIR,  
Chief clerk.

Mr. Dunn, chairman of the committee on mines, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 26, 1895. }

*Mr. Speaker :*

Your committee on mining, to whom was referred house bill No. 193, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it be printed and returned to the committee on mining.

GEO. W. DUNN,  
Chairman.

On motion of Mr. Dunn, the report was adopted.

On motion of Mr. Sehlbrede, house bill No. 272 was taken up out of its regular order.

House bill No. 272. Mr. Long. A bill for an act to authorize the city of Portland to acquire, by purchase or by condemnation under the eminent domain laws of the state of Oregon, Morrison-street bridge situated over and across the Willamette river at Portland, Multnomah county, Oregon, and to issue bonds in payment thereof, and to authorize the city of Portland to lease the upper deck of the steel bridge constructed across the Willamette river by the Oregon Railway and Navigation Company, and to issue bonds and appoint a commission to carry into effect the provisions of this act.

Mr. Sehlbrebe moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Buckman, Burke, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Hillegas, Hope, Huffman, Keyt, Lester, Long, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Smith of Clackamas, Smith of Josephine, Smith of Linn, Yates, Young, and Mr. Speaker—44.

Nays—Messrs. Burleigh, Jeffrey, Smith of Polk, Stewart, and Tigard—5.

Absent—Messrs. Beach, Bridges, Gurdane, Hofer, Lyle, McCracken, Rinearson, Scott, Templeton, Thompson, and Wright—11.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

Mr. Burke moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Bridges, Burke, Burleigh, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hope, Huffman, Keyt, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Smith of Polk, Smith of Josephine, Smith of Linn, Thompson, Tigard, and Yates—45.

Nays—Messrs. Buckman, Jeffrey, Stewart, and Young—4.

Absent—Messrs. Baker, Calvert, Hofer, Lyle, Myers, Rinearson, Scott, Smith of Clackamas, Templeton, Wright, and Mr. Speaker—11.

So the rules were suspended and the bill was read second time by title only.

On motion of Mr. Burke, the bill was ordered printed and referred to the delegation from Multnomah county.

Mr. Paxton asked unanimous consent to have house bill No. 137 taken from the committee on judiciary and referred to the committee on elections, and to have it printed.

The request was granted.

House bill No. 246. Mr. Gates. A bill for an act regulating the rental and rates and use of telephones in the cities, towns, and villages in the state of Oregon.

The bill was read first time and passed to second reading without question.

Mr. Gates moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Moorhead, Nealon, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Thompson, Tigard, Yates, Young, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Burke, Guild, Lyle, Mintie, Myers, Patterson, Rinearson, Scott, Smith of Clackamas, Smith of Josephine, Templeton, and Wright—12.

So the rules were suspended and the bill was read second time by title only.

On motion of Mr. Yates, the bill was referred to the committee on corporations and ordered printed, with leave to report at any time.

Unanimous consent being given, Mr. Cleeton introduced house resolution No. 26.

HOUSE RESOLUTION NO. 26.

*Resolved*, That no bill of general importance be read out of its regular order a second time by title, or otherwise, except in cases of emergency.

Mr. Cleeton moved the adoption of the resolution.

The motion was lost.

House bill No. 248. Mr. McCracken. A bill for an act relating to pilotage at the Columbia river bar and on the Columbia and Willamette rivers, and amending section 3893 of Hill's annotated laws of Oregon relating thereto, and amending section 3894 of said laws as amended by an act filed in the office of the secretary of state February 16, 1893, entitled "An act relating to pilotage at the Columbia river bar and on the Columbia and Willamette rivers, and amending an act entitled an act to amend title I of chapter LXVI of Hill's annotated laws of Oregon, relating to pilotage at the Columbia river bar and on the Columbia and Willamette rivers," filed in the office of the secretary of state February 18, 1889.

The bill was read first time and passed to second reading without question.

Unanimous consent being given, Mr. Dunn withdrew house bill No. 249, temporarily.

House bill No. 250. Mr. Hope. A bill for an act to make an appropriation for an Oregon and Idaho interstate bridge, and providing a special interstate commission, and defining the duties thereof, to superintend the location and construction of such Oregon and Idaho interstate wagon road bridge.

Mr. Hope moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Josephine, Smith of Linn, Thompson, Tigard, Yates, Young, and Mr. Speaker—53.

Nays—None.

Absent—Messrs. Baker, Daly, Scott, Myers, Smith of Polk, Templeton, and Wright—7.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

House bill No. 277 was introduced by Mr. Cole.

Unanimous consent being given, Mr. Cardwell withdrew house bill No. 247.

House bill No. 278 was introduced by Mr. Beach.

House bill No. 251. Mr. Myers. A bill for an act to prohibit minors from going into or visiting places of evil resort and fixing a penalty therefor, and to prevent and punish any person from requesting or directing minors to go into or visit any such place.

The bill was read first time and passed to second reading without question.

House bill No. 252. Mr. Smith of Josephine. A bill for an act to amend section 2465 of Hill's annotated laws of Oregon.

The bill was read first time and passed to second reading without question.

House bill No. 253. Mr. Lyle. A bill for an act to incorporate the city of Prineville, Crook county, Oregon, and to define the powers thereof, and to repeal an act entitled "An act to incorporate the town of Prineville, in Wasco county, Oregon, approved October 23, 1880," and an act entitled an act to amend an act entitled "An act to incorporate the town of Prineville, in Wasco (now Crook) county, Oregon, approved October 23, 1880, and to repeal all acts or parts of acts in conflict herewith, approved February 14, 1887."

Mr. David moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—53.

Nays—None.

Absent—Messrs. Beach, Daly, Guild, Lyle, Scott, Smith of Linn, and Wright—7.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

House bill No. 254. Mr. Dunn. A bill for an act to amend section 17 of article VII of an act entitled an act to incorporate the city of Ashland, in Jackson county, Oregon, and to define



the powers thereof, filed in the office of the secretary of state February 21, 1889.

The bill was read first time and passed to second reading without question.

House bill No. 255. Mr. Long. A bill for an act to establish, maintain, and conduct suitable hatcheries for the artificial propagation of salmon on the Columbia river and its tributaries, and to regulate the catching of salmon, and for providing for the licensing thereof, and for the disposition of the funds arising therefrom.

Mr. Bridges moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Thompson, Tigard, Yates, Young, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Beach, Lyle, Paxton, Scott, Templeton, and Wright—6.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

Mr. Hofer introduced house resolution No. 27.

#### HOUSE RESOLUTION NO. 27.

*Resolved*, That the calendar clerk be instructed to strike from the daily calendar of this house the matter contained on pages 1 to 23, inclusive; also the house resolutions, memorials, joint resolutions, and concurrent resolutions that have been acted upon and disposed of.

The resolution was referred to the committee on resolutions.

House bill No. 256. Mr. Gates. A bill for an act to prevent the production and sale of unwholesome food and medicines, and to regulate the sale of adulterated foods, drinks, medicines, and fertilizers, and to repeal all acts or parts of acts heretofore enacted in conflict with the act.

Mr. Curtis moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Thompson, Tigard, Yates, Young, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Beach, Cooper, Lyle, Scott, Templeton, and Wright—6.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

House bill No. 257. Mr. Smith of Josephine. A bill for an act to amend section 1971 of Hill's annotated laws of Oregon.

The bill was read first time and passed to second reading without question.

House bill No. 258. Mr. McCracken. A bill for an act to amend sections 4 and 6 of an act entitled an act for the prevention of and punishment for entering or harboring seamen from ships and other vessels in the waters of the Columbia and Willamette rivers, or for arresting officers or seamen on such vessels, and to amend sections 1952 and 1953 of Hill's annotated laws of Oregon, filed in the office of the secretary of state February 25, 1889.

The bill was read first time and passed to second reading without question.

House bill No. 259. Mr. McCracken. A bill for an act to incorporate the city of Portland and to provide a charter therefor, and to repeal an act entitled "An act to incorporate the city of Portland, filed in the office of the secretary of state February 23, 1889."

Mr. McCracken moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Thompson, Tigard, Yates, Young, and Mr. Speaker—53.

Nays—None.

Absent—Messrs. Beach, Guild, Lyle, Rinearson, Scott, Templeton, and Wright—7.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

House bill No. 260. Mr. Beach. A bill for an act to provide for and regulate the offices of justices of the peace and constable, and to repeal sections 2486, 2492, and 2493 of the laws of Oregon, as compiled and annotated by Wm. Lair Hill, and to repeal all of an act entitled "An act to amend sections 1, 8, and 9 of an act entitled an act to provide for and regulate the offices of the justice of the peace and constable, approved October 21, 1864, the same being sections 2486, 2492, and 2493 of the laws of Oregon, as compiled and annotated by William Lair Hill," approved February 20, 1891, and to amend section 2052 (2) of the laws of Oregon, as compiled and annotated by William Lair Hill.

The bill was read first time and passed to second reading without question.

House bill No. 261. Mr. Smith of Josephine. A bill for an act to regulate the business done by sleeping and tourist-car companies within the state of Oregon, and to provide for the payment of a state tax upon said business.

Mr. Smith of Josephine moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Keyt, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—56.

Nays—None.

Absent—Messrs. Jeffrey, Lester, Rinearson, and Scott—4.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

Mr. Paxton moved that when this house adjourns it adjourns to meet Monday next at 11:30 o'clock a. m.

The motion prevailed.

#### JOINT CONVENTION.

The joint convention of January 26, 1895, was called to order at 12 o'clock m. by the president of the senate, Hon. Joseph Simon.

The chief clerk of the senate called the roll of the senate, and all the senators were present.

The chief clerk of the house called the roll of the house, and all the members were present, except Representatives Scott and Templeton.

Representatives Scott and Templeton were announced as being paired on the vote for United States senator.

Mr. Paxton moved that the reading of the journal of yesterday be dispensed with.

The motion prevailed.

Senator Huston withdrew the name of Hon. A. S. Bennett as a candidate for United States senator for Oregon.

Senator Cogswell placed in nomination for United States senator for Oregon the name of Hon. J. K. Weatherford.

The president announced that no person having received a majority of all the votes cast for United States senator for Oregon in the joint convention of both houses on January 25, 1895, there had been no election, and directed the calling of the roll of the joint convention for the purpose of voting for United States senator.

The roll was called and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Beach, Blundell, Bridges, Brownell, Calbreath, Calvert, Cardwell, Carter, Cleeton, Conn, Daly, David, Davis, Dawson, Denny, Gesner, Gowan, Gowdy, Hobson, Long, Maxwell, McCracken, McGinn, McGreer, Mintie, Moorhead, Myers, Patterson of Marion, Paxton, Price, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Thompson, Woodard, Mr. Speaker, and Mr. President—42.

Those voting for Hon. J. K. Weatherford were: Messrs. Beckley, Butler, Cogswell, Huston, McAlister, Raley, Smith of Sherman, and Smith of Clatsop—8.

Those voting for Hon. Binger Hermann were: Messrs. Alley, Burke, Coon, Guild, Hillegas, Patterson of Grant, Smith of Linn, and Wright—8.

Those voting for Hon. Geo. H. Williams were: Messrs. Baker, Cooper, Keyt, and Lyle—4.

Those voting for Hon. F. A. Moore were: Messrs. Barkley, Boothby, Cole, Lester, McClung, and Yates—6.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vanderburg, and Young—10.

Those voting for Hon. H. L. Barkley were: Messrs. Craig, Curtis, and Johnson—3.

Those voting for Hon. Wm. P. Lord were: Messrs. Dunn and Rinearson—2.

Those voting for Hon. S. A. Lowell were: Messrs. Gurdane, Tigard, and Hope—3.

Those voting for Hon. Joseph Simon were: Mr. Gates—1.

Those voting for Hon. Thomas H. Tongue were: Mr. Hofer—1.

Absent—Messrs. Scott and Templeton—2.

Total number of votes cast—88.

The president announced that as no person had received a majority of all the votes cast there had been no election.

On motion of Representative Hofer, the joint convention adjourned.

On motion of Mr. Barkley, the house adjourned.

R. E. MOODY,  
Chief Clerk.

MONDAY, JANUARY 28, 1895.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 28, 1895. }

The house was called to order at 11:30 o'clock a. m., pursuant to adjournment, by the speaker.

The session was opened with prayer by Rev. I. B. Fisher of Salem.

The roll was called, and all the members were present, except Messrs. Conn, Lyle, McCracken, Scott, and Templeton.

Mr. Curtis moved that the reading of the journal be dispensed with.

The motion prevailed.

Mr. Hofer, chairman of the committee on revision and correction of journal, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 28, 1895. }

*Mr. Speaker:*

Your committee on revision and correction of journal, to whom was referred the journal of January 25th, beg leave to report that we have had the same under consideration, and respectfully

The chief clerk of the senate called the roll of the senate, and all the senators were present.

The chief clerk of the house called the roll of the house, and all the members were present, except Representatives Scott and Templeton.

Representatives Scott and Templeton were announced as being paired on the vote for United States senator.

Mr. Paxton moved that the reading of the journal of yesterday be dispensed with.

The motion prevailed.

Senator Huston withdrew the name of Hon. A. S. Bennett as a candidate for United States senator for Oregon.

Senator Cogswell placed in nomination for United States senator for Oregon the name of Hon. J. K. Weatherford.

The president announced that no person having received a majority of all the votes cast for United States senator for Oregon in the joint convention of both houses on January 25, 1895, there had been no election, and directed the calling of the roll of the joint convention for the purpose of voting for United States senator.

The roll was called and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Beach, Blundell, Bridges, Brownell, Calbreath, Calvert, Cardwell, Carter, Cleeton, Conn, Daly, David, Davis, Dawson, Denny, Gesner, Gowan, Gowdy, Hobson, Long, Maxwell, McCracken, McGinn, McGreer, Mintie, Moorhead, Myers, Patterson of Marion, Paxton, Price, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Thompson, Woodard, Mr. Speaker, and Mr. President—42.

Those voting for Hon. J. K. Weatherford were: Messrs. Beckley, Butler, Cogswell, Huston, McAlister, Raley, Smith of Sherman, and Smith of Clatsop—8.

Those voting for Hon. Binger Hermann were: Messrs. Alley, Burke, Coon, Guild, Hillegas, Patterson of Grant, Smith of Linn, and Wright—8.

Those voting for Hon. Geo. H. Williams were: Messrs. Baker, Cooper, Keyt, and Lyle—4.

Those voting for Hon. F. A. Moore were: Messrs. Barkley, Boothby, Cole, Lester, McClung, and Yates—6.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vanderburg, and Young—10.

Those voting for Hon. H. L. Barkley were: Messrs. Craig, Curtis, and Johnson—3.

Those voting for Hon. Wm. P. Lord were: Messrs. Dunn and Rinearson—2.

Those voting for Hon. S. A. Lowell were: Messrs. Gurdane, Tiggard, and Hope—3.

Those voting for Hon. Joseph Simon were: Mr. Gates—1.

Those voting for Hon. Thomas H. Tongue were: Mr. Hofer—1.

Absent—Messrs. Scott and Templeton—2.

Total number of votes cast—88.

The president announced that as no person had received a majority of all the votes cast there had been no election.

On motion of Representative Hofer, the joint convention adjourned.

On motion of Mr. Barkley, the house adjourned.

R. E. MOODY,  
Chief Clerk.

MONDAY, JANUARY 28, 1895.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 28, 1895. }

The house was called to order at 11:30 o'clock a. m., pursuant to adjournment, by the speaker.

The session was opened with prayer by Rev. I. B. Fisher of Salem.

The roll was called, and all the members were present, except Messrs. Conn, Lyle, McCracken, Scott, and Templeton.

Mr. Curtis moved that the reading of the journal be dispensed with.

The motion prevailed.

Mr. Hofer, chairman of the committee on revision and correction of journal, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 28, 1895. }

*Mr. Speaker:*

Your committee on revision and correction of journal, to whom was referred the journal of January 25th, beg leave to report that we have had the same under consideration, and respectfully



report back to the house that we have examined the same and find it correct.

E. HOFER,  
Chairman.

On motion of Mr. Hofer, the report was adopted.

Mr. Blundell asked unanimous consent to have the title of house bill No. 192 amended, and there being no objection, it was so ordered.

Mr. Dunn asked unanimous consent to have house bill No. 249 placed in its regular order on the calendar, which request was granted.

Mr. Yates moved to suspend the rules and take up the sixth order of business.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Gurdane, Hillegas, Hofer, Huffman, Jeffrey, Keyt, Long, Lyle, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—52.

Nays—Messrs. Hope and Lester—2.

Absent—Messrs. Burke, Gates, McCracken, Rinearson, Scott, and Templeton—6.

The motion prevailed.

Unanimous consent being given, the following bills were introduced:—

House bill No. 279 was introduced by Mr. Lester.

House bill No. 280 was introduced by Mr. Lester.

House bill No. 281 was introduced by Mr. Smith of Josephine.

House bill No. 282 was introduced by Mr. Smith of Josephine.

House bill No. 1 coming on for second reading, was read second time.

Mr. Hofer moved that the rules be suspended, the bill considered engrossed, and read third time now.

The motion was withdrawn.

Mr. Yates moved that the bill be referred to the committee on railways and transportation.

The motion prevailed.

House bill No. 3 coming on for second reading, was read second time.

On motion of Mr. Myers, the bill was referred to the committee on fisheries and game.

JOINT CONVENTION.

The joint convention of January 28, 1895, was called to order by Hon. Joseph Simon, president of the senate.

The chief clerk of the senate called the roll of the senate, and all of the senators were present.

The chief clerk of the house called the roll of the house, and all of the representatives were present, except Representatives Scott and Templeton, who were absent on account of illness.

Mr. Paxton announced that Messrs. Scott and Templeton were paired on the vote for United States senator for the day only.

On motion of Representative Myers, the reading of the journal of the proceedings of the joint convention of Saturday, the 26th instant, was dispensed with.

The president announced that as no person had received a majority of all the votes cast for United States senator for Oregon in the joint convention of Saturday, the 26th instant, there had been no election, and directed the calling of the roll of the joint convention for the purpose of voting for United States senator.

The roll was called, and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Beach, Blundell, Bridges, Brownell, Calbreath, Calvert, Cardwell, Carter, Cleeton, Conn, Daly, David, Davis, Dawson, Denny, Gesner, Gowan, Gowdy, Hobson, Long, Maxwell, McCracken, McGinn, McGreer, Mintie, Moorhead, Myers, Patterson of Marion, Paxton, Price, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Thompson, Woodard, Mr. Speaker, and Mr. President—42.

Those voting for Hon. Wm. P. Lord were: Messrs. Barkley, Dunn, Hofer, and Lester—4.

Those voting for Hon. F. A. Moore were: Messrs. Boothby, Wright, and Yates—3.

Those voting for Hon. J. K. Weatherford were: Messrs. Beckley, Butler, Cogswell, Huston, McAlister, Raley, Smith of Clatsop, and Smith of Sherman—8.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vanderburg, and Young—10.

Those voting for Hon. Geo. H. Williams were: Messrs. Baker, Coon, Cooper, Gates, Guild, Keyt, Lyle, and Tigard—8.

Those voting for Hon. Binger Hermann were: Messrs. Alley, Burke, Cole, Craig, Curtis, Hillegas, McClung, Patterson of Grant, and Smith of Linn—9.

Those voting for Hon. S. A. Lowell were: Messrs. Gurdane and Hope—2.

Those voting for Hon. H. L. Barkley were: Messrs. Johnson and Rinearson—2.

Absent—Messrs. Scott and Templeton—2.

Total number of votes cast—88.

The president announced that as no person had received a majority of all the votes cast there had been no election.

On motion of Senator Cogswell, the joint convention adjourned.

Mr. Moorhead moved that the house adjourn to 2:30 o'clock p. m.

The motion prevailed.

R. E. MOODY,  
Chief clerk.

### AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 28, 1895. }

The house was called to order, pursuant to adjournment, at 2:30 o'clock p. m. by the speaker.

The roll was called, and all members were present, except Messrs. Baker, Conn, David, Hope, Huffman, Mintie, Scott, and Yates.

The following communication was received from the superintendent of the state insane asylum:—

### COMMUNICATION.

OREGON STATE INSANE ASYLUM, }  
SALEM, Oregon, }  
January 26, 1895. }

*To the Honorable the House of Representatives of the State of Oregon:*

GENTLEMEN: You are cordially invited to visit the Oregon state insane asylum at any time during your entire session, either severally or collectively, and inspect or otherwise examine any or all features of the institution, during which every possible facility will be afforded and every courtesy tendered.

Very respectfully,

L. L. ROWLAND,  
Superintendent Oregon state insane asylum.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
January 28, 1895.

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house bill No. 41, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

The speaker announced that he was about to sign house bill No. 41, and soon thereafter declared that he had signed the same.

Mr. Templeton asked unanimous consent to have house bill No. 227, temporarily withdrawn, take its regular place on the calendar.

The request was granted.

House bill No. 227. Mr. Templeton. A bill for an act to create the county of Calapooia, and to fix the salaries of county judge, clerk, sheriff, school superintendent and treasurer thereof.

Mr. Paxton moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Cooper, Craig, Curtis, Daly, Davis, Dunn, Gowdy, Gurdane, Hillegas, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Templeton, Thompson, Tigard, Wright, Young, and Mr. Speaker—47.

Nays—None.

Absent—Messrs. Baker, Blundell, Coon, David, Gates, Guild, Hofer, Hope, Scott, Mintie, Smith of Clackamas, Smith of Linn, and Yates—13.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

Mr. Templeton moved that the rules be further suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Bridges, Buckman,

Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Jeffrey, Lester, Long, Lyle, McCracken, McGreer, Moorhead, Myers, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Wright, Young, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Baker, Conn, Gates, Guild, Hope, Huffman, Keyt, Mintie, Rinearson, Scott, Tigard, and Yates—12.

So the rules were suspended and the bill was read second time by title only.

On motion of Mr. David, the bill was referred to the committee on counties, with leave to report at any time.

Mr. Myers introduced house concurrent resolution No. 25.

#### HOUSE CONCURRENT RESOLUTION NO. 25.

*Resolved by the House, the Senate concurring,* That a committee of three on the part of the house and two on the part of the senate be appointed to investigate the acts and doings of the Oregon world's fair commission, with power to employ clerical aid and report to the legislature.

Mr. Myers moved the adoption of the resolution.

The motion prevailed.

House bill No. 249. Mr. Dunn. A bill for an act to repeal an act filed in the office of the secretary of state February 18, 1891, entitled an act to amend section 20 of an act entitled an act to incorporate the city of Ashland, in Jackson county, Oregon, and to define the powers thereof, as filed in the office of the secretary of state February 21, 1889, and to reenact said section 20 of the act approved February 21, 1889.

Mr. Dunn moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Keyt, Lester, Lyle, McCracken, McGreer, Moorhead, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Thompson, Tigard, Wright, Young, and Mr. Speaker—43.

Nays—None.

Absent—Messrs. Baker, Beach, Blundell, Bridges, Cleeton, Cole, Gates, Guild, Jeffrey, Long, Mintie, Myers, Rinearson, Scott, Smith of Josephine, Templeton, and Yates—17.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

Mr. Burleigh, chairman of the special committee, consisting of the delegation from Wallowa county, to whom was referred house bill No. 27, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January —, 1895. }

*Mr. Speaker:*

Your special committee, consisting of the delegation from Wallowa county, to whom was referred house bill No. 27, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

J. A. BURLEIGH,  
Chairman.

On motion of Mr. Jeffrey, the report was adopted.

House bill No. 27 was, by the speaker, ordered printed.

House bill No. 4 coming on for second reading, was read second time.

On motion of Mr. Smith of Josephine, the bill was referred to the committee on railways and transportation.

Mr. Sehlbrede, chairman of committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January —, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 233, beg leave to report that we have had the same under consideration, and respectfully report it back to the house as correctly engrossed.

C. A. SEHLBREDE.  
Chairman.

The following communication was received from the Honorable the Secretary of State:—

## COMMUNICATION.

OFFICE OF THE SECRETARY OF STATE, }  
 SALEM, Oregon, }  
 January 23, 1895. }

*To the Honorable the House of Representatives of the Legislative Assembly of the State of Oregon :*

I have the honor, in compliance with house resolution No. 24, to deliver to you house joint resolution No. 1 of the seventeenth biennial session of the legislative assembly of the state of Oregon, which passed both houses of said assembly at said session, and was enrolled, and signed by the president of the senate and the speaker of the house.

Yours, very respectfully,

H. R. KINCAID,  
 Secretary of State.

## HOUSE JOINT RESOLUTION NO. 1.

[SEVENTEENTH BIENNIAL SESSION.]

*Resolved by the House, the Senate concurring,* That the following amendment to the constitution of the state of Oregon be and is hereby proposed: That section 31 of article I be amended by striking out the following portions thereof, to wit: "White foreigners who are or may hereafter become residents of this state shall enjoy the same rights in respect to the possession, enjoyment, and descent of property as native born citizens;" and so that said section of said article shall read as follows:

Section 31. The legislative assembly shall have power to restrain and regulate the immigration to this state of persons not qualified to become citizens of the United States.

Adopted by the house January 11, 1893.

W. P. KEADY,  
 Speaker of the house.

Concurred in by the senate January 30, 1893.

C. W. FULTON;  
 President of the senate.

The following communication was received from the Honorable the Secretary of State:—



COMMUNICATION.

OFFICE OF THE SECRETARY OF STATE, }  
SALEM, Oregon, }  
January 23, 1895. }

*To the Honorable the House of Representatives of the Legislative Assembly of the State of Oregon:*

I have the honor, in compliance with house resolution No. 24, to deliver to you house joint resolution No. 2 of the seventeenth biennial session of the legislative assembly of the state of Oregon, which passed both houses of said assembly at said session, and was enrolled, and signed by the president of the senate and the speaker of the house.

Yours, very respectfully,

H. R. KINCAID,  
Secretary of State.

HOUSE JOINT RESOLUTION NO. 2.

[ SEVENTEENTH BIENNIAL SESSION. ]

*Resolved by the House, the Senate concurring, That section 35 of article I of the constitution be and is hereby repealed.*

*Adopted by the house January 11, 1893.*

W. P. KEADY,  
Speaker of the house.

*Concurred in by the senate January 30, 1893.*

C. W. FULTON,  
President of the senate.

The following communication was received from the Honorable the Secretary of State:—

COMMUNICATION.

OFFICE OF THE SECRETARY OF STATE, }  
SALEM, Oregon, }  
January 23, 1895. }

*To the Honorable the House of Representatives of the Legislative Assembly of the State of Oregon:*

I have the honor, in compliance with house resolution No. 24, to deliver to you house joint resolution No. 3, of the seventeenth biennial session of the legislative assembly of the state of Oregon, which passed both houses of said assembly at said session, and

was enrolled, and signed by the president of the senate and the speaker of the house.

Yours, very respectfully,

H. R. KINCAID,  
Secretary of State.

### HOUSE JOINT RESOLUTION NO. 3.

[ SEVENTEENTH BIENNIAL SESSION.]

*Resolved by the House, the Senate concurring,* That the following amendment to the constitution of the state of Oregon be and is hereby proposed: That section 2 of article XI be amended to read as follows:—

Section 2. In all elections not otherwise provided for by this constitution, every male citizen of the United States, of the age of twenty-one years and upwards, who can write his name and who can read the constitution of the United States in the English language, shall be entitled to vote at all elections authorized by law; but registration laws may be enacted by the legislative assembly; *provided, however,* that persons who shall be entitled to vote in this state at the time of the adoption of this amendment shall not be prevented from voting by reason of their inability to read and write.

Adopted by the house February 2, 1893.

W. P. KEADY,  
Speaker of the house.

Concurred in by the senate February 3, 1893.

C. W. FULTON,  
President of the senate.

The following communication was received from the Honorable the Secretary of State:—

### COMMUNICATION.

OFFICE OF THE SECRETARY OF STATE, }  
SALEM, Oregon, }  
January 23, 1895. }

*To the Honorable the House of Representatives of the Legislative Assembly of the State of Oregon:*

I have the honor, in compliance with house resolution No. 24, to deliver to you house joint resolution No. 8 of the seventeenth biennial session of the legislative assembly of the state of Oregon, which passed both houses of said assembly at said session,

and was enrolled, and signed by the president of the senate and the speaker of the house.

Yours, very respectfully,

H. R. KINCAID,  
Secretary of State.

HOUSE JOINT RESOLUTION NO. 8.

[SEVENTEENTH BIENNIAL SESSION.]

*Resolved*, That the following amendment be and the same hereby is proposed to the constitution of the state of Oregon.

*Resolved*, That section 17 of article II of the constitution of the state of Oregon be amended so as to read as follows:

Section 17. All qualified electors shall vote in the election precinct where they have resided for thirty days next preceding the election.

Adopted by the house February 14, 1893.

W. P. KEADY,  
Speaker of the house.

Concurred in by the senate February 14, 1893.

C. W. FULTON,  
President of the senate.

The following communication was received from the Honorable the Secretary of State:—

COMMUNICATION.

OFFICE OF THE SECRETARY OF STATE, }  
SALEM, Oregon, }  
January 23, 1895. }

*To the Honorable the House of Representatives of the Legislative Assembly of the State of Oregon:*

I have the honor, in compliance with house resolution No. 24, to deliver to you house joint resolution No. 10 of the seventeenth biennial session of the legislative assembly of the state of Oregon, which passed both houses of said assembly at said session, and was enrolled, and signed by the president of the senate and the speaker of the house.

Yours, very respectfully,

H. R. KINCAID,  
Secretary of State.

## HOUSE JOINT RESOLUTION NO. 10.

[SEVENTEENTH BIENNIAL SESSION.]

*Resolved by the House, the Senate concurring,* That the following amendment to the constitution of the state of Oregon be and hereby is proposed: That the constitution be amended by adding article XIX, as follows, to wit:

## ARTICLE XIX.

Section 1. The necessary use of lands for the construction of reservoirs or storage basins for the purpose of irrigation or for rights of way for the construction of canals, ditches, flumes, or pipes to convey water to the place of use for any useful, beneficial or necessary purpose, or for drainage, or for drainage of mines or the workings thereof, by means of roads, railroads, tramways, cuts, tunnels, shafts, hoisting works, dump or other necessary means to their complete development, or any other use necessary to the complete development of the natural resources of the state or preservation of the health of its inhabitants, is hereby declared to be a public use, and subject to the regulation and control of the state.

Section 2. The right to appropriate the unappropriated waters of any natural stream to beneficial uses shall never be denied.

Section 3. The use of all waters now appropriated for sale, rental or distribution, also of all waters originally appropriated for private use, but which, after such appropriation, has heretofore been or may hereafter be sold, rented, or distributed, is hereby declared to be a public use and subject to the regulation and control of the state in the manner prescribed by law; but the right to use and appropriate such waters shall be subject to such provisions of law for the taking of private property for public or private use as provided in section 18, article I of the constitution of the state of Oregon.

Section 4. The right to collect taxes or compensation for the use of water supplied to any county, city, town, or water district, or inhabitants thereof, is a franchise, and cannot be exercised except by authority of and in a manner prescribed by law.

Adopted by the house February 15, 1893.

(Signed March 7, 1893.)

W. P. KEADY,  
Speaker of the house.

Adopted by the senate February 17, 1893.

(Signed March 28, 1893.)

C. W. FULTON,  
President of the senate.

On motion of Mr. Paxton, the resolutions were made a special order for Monday next at 3:30 o'clock p. m.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 28, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has concurred in house concurrent resolution No. 16.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 28, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has adopted senate joint resolution No. 4, passed at the seventeenth biennial session, amending section 10, article XI, of the constitution of the state of Oregon.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

SENATE JOINT RESOLUTION NO. 4.

[SEVENTEENTH BIENNIAL SESSION.]

*Resolved by the Senate, the House concurring,* That the following amendment to the constitution of the state of Oregon be and is hereby proposed: That section 10 of article XI of the constitution of the state of Oregon be and the same is hereby abrogated, and in lieu thereof section 10 of article XI shall be as follows:—

ARTICLE XI.

Section 10. No county, city, town, school district, or other municipal corporation shall be allowed to become indebted in any manner or for any purpose to an amount, including present existing indebtedness, in the aggregate exceeding five per centum on the value of the taxable property therein, to be ascertained by

the last assessment for the state and county taxes previous to the incurring of such indebtedness.

Adopted by the senate January 30, 1893.

C. W. FULTON,  
President of the senate.

Concurred in by the house February 2, 1893.

W. P. KEADY,  
Speaker of the house.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 28, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has adopted senate joint resolution No. 13, passed at the seventeenth biennial session, amending section 10, article VII of the constitution of the state of Oregon.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

#### SENATE JOINT RESOLUTION NO. 13.

*Be it resolved by the Senate, the House concurring,* That the following amendment to the constitution of the state of Oregon, in lieu of section 10 of article VII (seven), be and the same is hereby proposed, to wit:

Section 10. The legislative assembly may provide for the election of supreme and circuit judges in distinct classes, one of which classes shall consist of five (5) justices of the supreme court, who shall not perform circuit duty; and the other class shall consist of as many circuit judges as may be deemed necessary, who shall hold full terms, without allotment, and who shall take the same oath as the supreme judges. The legislative assembly may create as many circuits as may be necessary.

Adopted by the senate February 15, 1893.

C. W. FULTON,  
President of the senate.

Concurred in by the house February 15, 1893.

W. P. KEADY,  
Speaker of the house.

On motion of Mr. Paxton, all of the resolutions were ordered printed.

House bill No. 5 coming on for second reading, was read second time.

The bill was referred to the committee on assessment and taxation.

House bill No. 6 coming on for second reading, was read second time.

The bill was referred to the committee on commerce.

House bill No. 7 coming on for second reading, was read second time.

On motion of Mr. Paxton, the bill was referred to the engrossing committee.

House bill No. 8 coming on for second reading, was read second time.

On motion of Mr. Paxton, the bill was referred to the committee on judiciary.

House bill No. 10 coming on for second reading, was read second time.

On motion of Mr. Myers, the bill was referred to the committee on fisheries and game.

House bill No. 11 coming on for second reading, was read second time.

Mr. Paxton submitted the following amendment:—

#### AMENDMENT.

Strike out section 5 and insert in lieu thereof the following:

Section 5. Inasmuch as the proper and economical conduct of the public schools is embarrassed by the want of the provisions of this law, this act shall take effect upon and be in force from and after its approval by the governor.

On motion of Mr. Paxton, the amendment was adopted.

On motion of Mr. Paxton, the bill was referred to the committee on engrossed bills.

House bill No. 12, coming on for second reading, was read second time.

Mr. Lester moved that the bill be referred to the committee on judiciary.

Mr. David moved to amend that it be referred to the committee on claims.

The amendment prevailed.

The motion as amended then prevailed.

On motion of Mr. Patterson, house bill No. 11 was recalled from the committee on engrossed bills.



Mr. Patterson moved that house bill No. 11 be referred to the committee on education.

The motion prevailed.

House bill No. 13 coming on for second reading, Mr. Curtis moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Baker, Cleeton, Conn, Long, Scott, Smith of Clackamas, and Smith of Josephine —7.

Not voting — Mr. Gates — 1.

So the rules were suspended and the bill was read second time by title only.

On motion of Mr. Burke, the bill was referred to the committee on assessment and taxation.

House bill No. 14, coming on for second reading, was read second time.

Mr. Cole moved to strike out all but the enacting clause.

The motion prevailed.

The bill was referred to the engrossing committee.

House bill No. 15 coming on for second reading, was read second time.

On motion of Mr. Jeffrey, the bill was referred to the committee on judiciary.

House bill No. 17 coming on for second reading, was read second time.

On motion of Mr. Long, the bill was referred to the committee on assessment and taxation.

House bill No. 19 coming on for second reading, was read second time.

On motion of Mr. Hofer, the bill was referred to the committee on education.

House bill No. 20 coming on for second reading, was read second time.

On motion of Mr. Myers, the bill was referred to the committee on fisheries and game.

House bill No. 21 coming on for second reading, was read second time.

By order of the speaker, the bill was referred to the committee on judiciary.

House bill No. 22 coming on for second reading, was read second time.

By order of the speaker, the bill was referred to the committee on fisheries and game.

House bill No. 23 coming on for second reading, was read second time.

By order of the speaker, the bill was referred to the committee on claims.

House bill No. 25 coming on for second reading, was read second time.

On motion of Mr. Hillegas, the bill was referred to the committee on public morals.

House bill No. 26 coming on for second reading, was read second time.

By order of the speaker, the bill was referred to the committee on judiciary.

House bill No. 28 coming on for second reading, was read second time.

By order of the speaker, the bill was referred to the committee on printing.

House bill No. 29 coming on for second reading, was read second time.

By order of the speaker, the bill was referred to the committee on assessment and taxation.

House bill No. 30 coming on for second reading, was read second time.

Mr. Paxton offered the following amendment:—

#### AMENDMENT.

*Provided*, That this act shall not apply to or be in force in Multnomah county.

On motion of Mr. Paxton, the amendment was adopted.

By order of the speaker, the bill was referred to the committee on judiciary.

House bill No. 31 coming on for second reading, was read second time.

On motion of Mr. Shutrums, the bill was referred to the committee on labor.

House bill No. 32 coming on for second reading, was read second time.

Mr. Hope moved to amend as follows: That the act shall not apply to Malheur county.

Mr. Smith of Josephine moved to further amend by striking out all of the bill but the enacting clause.

Mr. Hope accepted Mr. Smith's amendment.

Messrs. Craig and Patterson demanded the ayes and nays.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Hope and Smith of Josephine—2.

Nays—Messrs. Baker, Barkley, Beach, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—52.

Absent—Messrs. Blundell, Cardwell, Conn, Lyle, Scott, and Smith of Clackamas—6.

So the amendment was lost.

The bill was referred to the committee on agriculture.

On motion of Mr. Myers, the house adjourned.

R. E. MOODY,  
Chief clerk.

TUESDAY, JANUARY 29, 1895.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 29, 1895. }

The house was called to order at 9:30 o'clock a. m., pursuant to adjournment, by the speaker.

The session was opened with prayer by Rev. M. L. Rugg of Salem.

The roll was called, and all the members were present, except Messrs. Cole, Conn, Lyle, Stewart, and Smith of Clackamas.

Mr. Long moved that the reading of the journal be dispensed with.

The motion prevailed.

Mr. Cole moved that the vote of yesterday by which all of house bill No. 14, except the enacting clause was stricken out, be reconsidered.

The motion prevailed.

On motion of Mr. Yates, the bill was referred to the committee on counties.

Mr. Hofer, chairman of the committee on revision and correction of journal, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 29, 1895. }

*Mr. Speaker:*

Your committee on revision and correction of journal, to whom was referred the journal of January 26th, beg leave to report that we have had the same under consideration, and respectfully report back to the house that we have examined the same and find it correct.

E. HOFER,  
Chairman.

On motion of Mr. Hofer, the report was adopted.

Mr. Gates moved that the rules be suspended and the house return to the fifth order of business.

The motion prevailed.

Unanimous consent being given, Mr. Thompson introduced house joint memorial No. 5.

## HOUSE JOINT MEMORIAL NO. 5.

Whereas the present congress of the United States has removed the tariff on wool, lumber, and barley; and whereas the removal of the tariff on the said articles is working a great hardship on the people of this state; therefore, be it

*Resolved by the House, the Senate concurring,* That our senators and representatives in congress are requested to use all honorable means to secure at an early date the reënactment of a law placing a duty on the said articles of wool, lumber, and barley for the protection of our home producers.

*Resolved,* That the governor be requested to furnish a copy of the foregoing resolution to each of our senators and representatives in congress.

On motion of Mr. Thompson, the resolution was adopted.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
SALEM, Oregon, }  
January 29, 1895. }

*Mr. Speaker:*

I am directed by the president to request you to return senate

concurrent resolutions Nos. 4 and 13, passed at the seventeenth biennial session, to the senate.

WALTER SINCLAIR,  
Chief clerk.

The speaker ordered the resolutions returned to the senate.

Unanimous consent being given, Mr. Barkley introduced house concurrent resolution No. 26.

HOUSE CONCURRENT RESOLUTION NO. 26.

Inasmuch as there is much dissatisfaction expressed by the patrons and pupils of the deaf-mute school and influential citizens throughout the state, concerning the recent location of that institution; and inasmuch as there are over two thousand petitioners from various parts of the state praying that this legislature devise a plan whereby said school may be retained within the suburbs of the city of Salem.

*Resolved by the House, the Senate concurring,* That a committee, consisting of three members of the house and two from the senate, be appointed to investigate the feasibility of moving said school into the country, and in case said committee shall find that said petitioners have just and righteous cause for complaint, said committee is requested to report to this legislature, if possible, within five days from the above date.

On motion of Mr. Barkley, the rules were suspended and the resolution was adopted.

House bill No. 283 was introduced by Mr. Gates.

House bill No. 284 was introduced by Mr. Smith of Polk.

House bill No. 285 was introduced by Mr. Patterson.

House bill No. 286 was introduced by Mr. Sehlbrede.

House bill No. 287 was introduced by Mr. McGreer.

House bill No. 288 was introduced by Mr. Jeffrey.

House bill No. 289 was introduced by Mr. David.

House bill No. 290 was introduced by Mr. Calvert.

House bill No. 291 was introduced by Mr. Rinearson.

House bill No. 292 was introduced by Mr. Young.

House bill No. 293 was introduced by Mr. Patterson.

House bill No. 294 was introduced by Mr. Craig.

House bill No. 295 was introduced by Mr. Smith of Josephine.

House bill No. 296 was introduced by Mr. Hofer.

The special committee, consisting of the delegation from Jackson county, to whom was referred house bill No. 18, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
January 22, 1895. }

*Mr. Speaker :*

Your special committee, consisting of the delegation from Jackson county, to whom was referred house bill No. 18, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

S. M. NEALON.  
GEO. W. DUNN.  
J. A. JEFFREY.

On motion of Mr. Nealon, the report was adopted.

Mr. Nealon moved that the rules be suspended and that house bill No. 18 be considered engrossed, read third time now, and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—55.

Nays—None.

Absent—Messrs. Baker, Barkley, Conn, Guild, and Scott—5.

So the rules were suspended and the bill considered engrossed, read third time, and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Young, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Baker, Barkley, Conn, Gurdane, Scott, and Yates—6.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 297 was introduced by Mr. Paxton.

Mr. Long gave notice of his intention to move for a change in the rules as follows: That rule 34 be amended by adding thereto, after the words "committee on labor," the words "committee on compensation and salaries of state and county officers."

Mr. Craig, chairman of the special committee, consisting of the delegation from Marion county, to whom was referred house bill No. 176, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 29, 1895. }

*Mr. Speaker:*

Your special committee, consisting of the delegation from Marion county, to whom was referred house bill No. 176, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

DAVID CRAIG,  
Chairman.

On motion of Mr. Craig, the report was adopted.

House bill No. 298 was introduced by Mr. Sehlbrede.

Mr. Barkley moved that the rules be suspended and that house bill No. 176 be considered engrossed, read third time now, and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Craig, Curtis, Daly, David, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Young, and Mr. Speaker—49.

Nays—None.

Absent—Messrs. Conn, Cooper, Davis, Guild, Lester, Lyle, Patterson, Scott, Smith of Polk, Wright, and Yates—11.

So the rules were suspended and the bill considered engrossed, read third time, and placed on final passage.



The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Dunn, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Thompson, Wright, Yates, Young, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Baker, Conn, Davis, Gates, Lyle, Patterson, Scott, Templeton, and Tigard—9.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Moorhead, chairman of the special committee, consisting of the delegation from Lane county, to whom was referred house bill No. 130, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
January 29, 1895. }

*Mr. Speaker:*

Your special committee, consisting of the delegation from Lane county, to whom was referred house bill No. 130, beg leave to report that we have had the same under consideration, and respectfully report it back to the senate with the recommendation that it do pass.

S. L. MOORHEAD,  
Chairman.

On motion of Mr. Moorhead, the report was adopted.

Mr. Moorhead moved that the rules be suspended and that house bill No. 130 be considered engrossed, read third time now, and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Lester, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson,

Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Young, and Mr. Speaker—50.

Nays — None.

Absent — Messrs. Conn, Cooper, Guild, Keyt, Long, Lyle, Scott, Smith of Josephine, Wright, and Yates — 10.

So the rules were suspended and the bill considered engrossed, read third time, and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Young, and Mr. Speaker—51.

Nays — None.

Absent—Messrs. Cole, Conn, Guild, Long, Lyle, Rinearson, Scott, Wright, and Yates—9.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 299 was introduced by Mr. Beach, by request.

House bill No. 300 was introduced by Mr. Smith of Josephine.

Mr. Paxton moved that the house return to sixth order of business.

The motion prevailed.

House bill No. 33 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 34 coming on for second reading, was read second time.

The bill was referred to the committee on railways and transportation.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 29, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that he has signed house bill No. 41.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 29, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that the senate has passed senate bill No. 166,—a bill for an act to amend an act entitled an act to create the county of Lincoln, and to fix the salaries of county judge and treasurer thereof.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

House bill No. 35 coming on for second reading, was read second time.

The bill was referred to the committee on fisheries and game.

House bill No. 36 coming on for second reading, Mr. Barkley moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Tigard, Young, and Mr. Speaker—47.

Nays—None.

Absent—Messrs. Beach, Conn, Gates, Guild, Lyle, Myers, Rinearson, Scott, Smith of Clackamas, Thompson, Wright, and Yates—13.

So the rules were suspended and the bill was read second time by title only.

On motion of Mr. Long, the bill was referred to the committee on assessment and taxation.

House bill No. 37 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 38 coming on for second reading, was read second time.

The bill was referred to the committee on public morals.

House bill No. 39 coming on for second reading, was read second time.

The bill was referred to the committee on assessment and taxation.

House bill No. 40 coming on for second reading, Mr. Patterson moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Nealon, Patterson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Young, and Mr. Speaker—46.

Nays—None.

Absent—Messrs. Baker, Beach, Bridges, Cleeton, Conn, Davis, Gates, Guild, Lyle, Myers, Paxton, Rinearson, Scott, and Yates—14.

So the rules were suspended and the bill was read second time by title only.

The speaker ordered the bill referred to the committee on fisheries and game.

House bill No. 42 coming on for second reading, Mr. Lester moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Young, and Mr. Speaker—49.

Nays—None.

Absent—Messrs. Baker, Beach, Conn, David, Lyle, Paxton, Rinearson, Scott, Smith of Polk, Wright, and Yates—11.

So the rules were suspended and the bill was read second time by title only.

The speaker ordered the bill referred to the committee on agriculture.

House bill No. 43 coming on for second reading, was read second time.

The bill was referred to the committee on roads and highways.

Mr. Barkley was granted unanimous consent to substitute a bill in place of house bill No. 117.

House bill No. 44 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

Mr. Paxton moved that the chair appoint a committee of three to look into the matter of clerk hire.

The motion prevailed.

The speaker appointed Messrs. Paxton, Gates, and Sehlbrede as such committee.

House bill No. 45 coming on for second reading, Mr. McCracken moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Tigard, Yates, Young, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Baker, Conn, Coon, Guild, Lyle, Rinearson, Scott, Thompson, and Wright—9.

So the rules were suspended and the bill was read second time by title only.

The speaker ordered the bill referred to the committee on medicine and pharmacy.

House bill No. 46 coming on for second reading, was read second time.

The bill was referred to the committee on agriculture.

House bill No. 47 coming on for second reading, was read second time.

The bill was referred to the committee on roads and highways.

House bill No. 48 coming on for second reading, was read second time.

The bill was referred to the committee on education.

House bill No. 49 coming on for second reading, Mr. Barkley

moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Lyle, McCracken, McGreer, Mintie, Moorhead, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Tigard, Yates, Young, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Conn, Guild, Long, Myers, Scott, Smith of Josephine, Thompson, and Wright—8.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the committee on assessment and taxation.

House bill No. 50 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 51 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 52 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 53 coming on for second reading, Mr. Hofer moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Nealon, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Tigard, Yates, Young, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Conn, Calvert, Lyle, Myers, Patterson, Paxton, Rinearson, Scott, Thompson, and Wright—10.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the committee on banking and insurance.

House bill No. 54 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

#### JOINT CONVENTION.

The joint convention of January 29, 1895, was called to order at 12 o'clock m. by the president of the senate, Hon. Joseph Simon.

The chief clerk of the senate called the roll of the senate, and all the senators were present.

The chief clerk of the house called the roll of the house, and all the members were present, except Representatives Conn and Scott, who were absent on account of sickness.

Representatives Conn and Scott were announced as being paired on the vote for United States senator.

On motion of Representative Myers, the reading of the journal of the joint convention of yesterday was dispensed with.

The president announced that as no person had received a majority of all the votes cast for United States senator for Oregon in the joint convention of both houses on January 28, 1895, there had been no election, and directed the calling of the roll of the joint convention for the purpose of voting for United States senator.

The roll was called and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Beach, Blundell, Bridges, Brownell, Calbreath, Calvert, Cardwell, Carter, Cleeton, Daly, David, Davis, Dawson, Denny, Gesner, Gowan, Gowdy, Hobson, Long, Maxwell, McCracken, McGinn, McGreer, Mintie, Moorhead, Myers, Patterson of Marion, Paxton, Price, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Templeton, Thompson, Woodard, Mr. Speaker, and Mr. President—42.

Those voting for Hon. J. K. Weatherford were: Messrs. Beckley, Butler, Cogswell, Huston, McAlister, Raley, Smith of Sherman, and Smith of Clatsop—8.

Those voting for Hon. Wm. P. Lord were: Messrs. Barkley, Boothby, Craig, Curtis, and Dunn—5.

Those voting for Hon. F. A. Moore were: Messrs. Wright and Yates—2.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vanderburg, and Young—10.

Those voting for Hon. Binger Hermann were: Messrs. Alley, Burke, Cole, Hillegas, McClung, Patterson of Grant, and Smith of Linn—7.



Those voting for Hon. Geo. H. Williams were: Messrs. Baker, Coon, Cooper, Gates, Guild, Hofer, Keyt, Lyle, Rinearson, and Tigard—10.

Those voting for Hon. S. A. Lowell were: Messrs. Gurdane, Hope, and Lester—3.

Those voting for Hon. H. L. Barkley were: Mr. Johnson—1.

Absent—Messrs. Conn and Scott—2.

Total number of votes cast—88.

The president announced that as no person had received a majority of all the votes cast there had been no election.

On motion of Representative Hope, the joint convention adjourned.

On motion of Mr. Long, the house adjourned to 2 o'clock p. m.

R. E. MOODY,  
Chief clerk.

### AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 29, 1895. }

The house was called to order, pursuant to adjournment, at 2 o'clock p. m. by the speaker.

The roll was called, and all members were present, except Messrs. Burleigh, Calvert, Conn, Coon, Paxton, and Scott.

Mr. Long moved that the house return to the fifth order of business.

The motion prevailed.

Mr. Long moved that house bill No. 265 be taken up for first reading.

The motion prevailed.

House bill No. 265. Mr. Keyt. A bill for an act to provide for the drainage of lands in the several counties of the state of Oregon.

Mr. Long moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Boothby, Bridges, Buckman, Burke, Burleigh, Cardwell, Cleeton, Cole, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, Mc-

Craken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—53.

Nays—None.

Absent—Messrs. Baker, Blundell, Calvert, Conn, Coon, Rinearson, and Scott—7.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

Mr. Long moved that the rules be further suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—53.

Nays—None.

Absent—Messrs. Baker, Burleigh, Calvert, Conn, Myers, Scott, and Smith of Josephine—7.

So the rules were suspended and the bill was read second time by title only.

On motion of Mr. Long, the bill was ordered printed and referred to the committee on agriculture.

The committee on counties was granted leave to retire.

House bill No. 55 coming on for second reading, Mr. Long moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Calvert, Conn, Hope, Scott, Shutrum, and Templeton—6.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the committee on assessment and taxation.

Unanimous consent being given, Mr. Smith of Josephine introduced house resolution No. 28.

#### HOUSE RESOLUTION NO 28.

*Resolved*, That the state printer be requested to furnish each member of the house and the officers thereof with a copy of the senate calendar each day, and to furnish the officers of the senate and the members thereof with a copy of the house calendar of each day.

The resolution was referred to the committee on resolutions.

Unanimous consent being given, Mr. Guild introduced house resolution No. 29.

#### HOUSE RESOLUTION NO. 29.

*Resolved*, That all members of this house who have promised clerkships without authority of the house be and are hereby held guilty of a breach of promise, and that it is the judgment of this body that such breach of promise is actionable at the will of the lady clerks to whom such promises were made.

On motion of Mr. Curtis, the resolution was referred to the committee on public morals.

House bill No. 56 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 58 coming on for second reading, was read second time.

The bill was referred to the committee on claims.

House bill No. 59 coming on for second reading, was read second time.

The bill was referred to the committee on fisheries and game.

House bill No. 60 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 61 coming on for second reading, was read second time.

The bill was referred to the committee on railways and transportation.

House bill No. 62 coming on for second reading, was read second time.

The bill was referred to the committee on roads and highways.

House bill No. 63 coming on for second reading, Mr. David

moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Cardwell, Cleeton, Coon, Cooper, Craig, Curtis, Daly, David, Dunn, Gates, Gowdy, Hillegas, Hofer, Huffman, Jeffrey, Keyt, Lester, McCracken, Mintie, Moorhead, Nealon, Patterson, Paxton, Sehlbrede, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Thompson, Tigard, Yates, Young, and Mr. Speaker—44.

Nays—None.

Absent—Messrs. Calvert, Cole, Conn, Davis, Guild, Gurdane, Hope, Long, Lyle, McGreer, Myers, Rinearson, Scott, Shutrum, Templeton, and Wright—16.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the committee on assessment and taxation, with leave to report at any time.

House bill No. 64 coming on for second reading, Mr. Hofer moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Cardwell, Cleeton, Coon, Cooper, Craig, Curtis, Daly, David, Dunn, Gates, Gowdy, Hillegas, Hofer, Huffman, Jeffrey, Keyt, Lester, McCracken, Mintie, Moorhead, Nealon, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Thompson, Tigard, Yates, Young, and Mr. Speaker—44.

Nays—None.

Absent—Messrs. Calvert, Cole, Conn, Davis, Guild, Gurdane, Hope, Long, Lyle, McGreer, Myers, Patterson, Rinearson, Scott, Templeton, and Wright—16.

So the rules were suspended and the bill was read second time by title only.

On motion of Mr. Daly, the bill was referred to the special committee on school land commissioners.

House bill No. 65 coming on for second reading, Mr. Barkley moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Cardwell, Cleeton, Cole, Coon, Cooper,

Craig, Curtis, Daly, David, Dunn, Gates, Gowdy, Guild, Hillegas, Hofer, Huffman, Jeffrey, Keyt, Lester, McCracken, Mintie, Moorhead, Myers, Nealon, Paxton, Rinearson, Sehlbrede, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Thompson, Tigard, Yates, Young, and Mr. Speaker—47.

Nays—None.

Absent—Messrs. Calvert, Conn, Davis, Gurdane, Hope, Long, Lyle, Scott, McGreer, Patterson, Shutrum, Templeton, and Wright—13.

So the rules were suspended, and the bill was read second time by title only.

The bill was referred to the committee on education.

House bill No. 66 coming on for second reading, was read second time.

The following amendment was offered by Mr. Smith of Polk:—

#### AMENDMENT.

Inasmuch as the compensation of some of the state officers will be reduced by this act, and inasmuch as it is but just that they should have due notice of such reduction, this act shall take effect and be in full force from and after the first day of July, 1896.

On motion of Mr. Smith of Polk, the amendment was adopted.

On motion of Mr. Smith of Polk, the bill was referred to the committee on judiciary.

House bill No. 67 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 68 coming on for second reading, was read second time.

The following amendment was offered by Mr. Beach:—

#### AMENDMENT.

Strike out the words "first Monday in March," in the last two lines of the printed bill, and insert in lieu thereof the words "third Monday in January."

On motion of Mr. Beach, the amendment was adopted.

On motion of Mr. Beach, the bill was referred to the committee on judiciary.

House bill No. 69 coming on for second reading, was read second time.

The bill was referred to the committee on claims.

House bill No. 70 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 71 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 72 coming on for second reading, was read second time.

The bill was referred to the committee on railways and transportation.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 29, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has concurred in house concurrent resolution No. 25, and the president has appointed as the committee on the part of the senate, Senators Patterson and Raley.

WALTER SINCLAIR,  
Chief clerk.

The speaker appointed as the committee under house concurrent resolution No. 25, Messrs. McCracken, Blundell, and Barkley.

House bill No. 73 coming on for second reading, Mr. Rinearson moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Huffman, Jeffrey, Lester, Long, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—46.

Nays—None.

Absent—Messrs. Beach, Buckman, Burke, Conn, Davis, Hope, Keyt, Lyle, McCracken, McGreer, Scott, Shutrum, Smith of Clackamas, and Templeton—14.

So the rules were suspended and the bill was read second time by title only.

On motion of Mr. Rinearson, the bill was referred to the committee on elections.

House bill No. 74 coming on for second reading, was read second time.

On motion of Mr. Cleeton, the bill was referred to the committee on judiciary.

House bill No. 75 coming on for second reading, was read second time.

The bill was referred to the committee on medicine and pharmacy.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 29, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that the senate has adopted senate joint resolution No. 4, for the appointment of a joint committee, two on the part of the senate and three on the part of the house, to receive bids from the owners of property adjacent to the capitol building grounds, and to report to the legislature.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

SENATE JOINT RESOLUTION NO. 4.

*Resolved by the Senate, the House concurring,* That a joint committee, consisting of two members of the senate and three from the house, be appointed to receive from the owners of property contiguous or adjacent to the state capitol grounds, sealed proposals for the sale of such property to the state in fee simple, to be used by the state of Oregon as an executive residence, and to report to this legislature by bill or otherwise.

Mr. Barkley moved that the house concur.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Boothby, Buckman, Cardwell, Cole, Craig, David, Myers, Patterson, and Smith of Josephine—11.

Nays—Messrs. Bridges, Burke, Burleigh, Cleeton, Coon, Cooper, Curtis, Daly, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Huffman, Keyt, Lester, McCracken, Mintie, Moorhead, Nealon, Rinearson, Sehlbrede, Stanley, Stewart, Smith of Polk, Thompson, Tigard, Yates, Young, and Mr. Speaker—30.

Absent—Messrs. Beach, Blundell, Calvert, Conn, Davis, Gates, Guild, Hope, Jeffrey, Long, Lyle, McGreer, Paxton, Scott, Shurum, Smith of Clackamas, Smith of Linn, Templeton, and Wright—19.

So the house refused to concur.

The committee on resolutions was granted leave to retire.

House bill No. 76 coming on for second reading, Mr. Cardwell



moved that the rules be suspended, and that the bill be read second time now and by title only.

The roll was called, and no quorum appeared.

Mr. Patterson demanded a call of the house.

The roll was called and all the members were present, except Messrs. Beach, Blundell, Burke, Burleigh, Calvert, Cleeton, Conn, Craig, Gates, Guild, Hillegas, Hofer, Hope, Jeffrey, Long, Lyle, McCracken, McGreer, Paxton, Scott, Shutrum, Smith of Clackamas, Smith of Linn, Templeton, Tigard, and Wright.

The sergeant-at-arms was instructed to bring in the absent members.

Mr. Cardwell moved that the house adjourn.

The motion was lost.

Mr. Hope moved that further proceedings under call of the house be dispensed with.

The motion prevailed.

House bill No. 76 coming on for second reading, Mr. Cardwell moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burleigh, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Huffman, Jeffrey, Keyt, Lester, McCracken, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Stanley, Stewart, Smith of Polk, Thompson, Wright, Yates, Young, and Mr. Speaker — 46.

Nays — None.

Absent— Messrs. Burke, Calvert, Conn, Hope, Long, Lyle, McGreer, Scott, Shutrum, Smith of Clackamas, Smith of Josephine, Smith of Linn, Templeton, and Tigard — 14.

So the rules were suspended and the bill was read second time by title only.

On motion of Mr. Cardwell, the bill was referred to the committee on medicine and pharmacy.

House bill No. 77 coming on for second reading, was read second time.

The bill was referred to the committee on claims.

House bill No. 78 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 79 coming on for second reading, Mr. Patterson moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Huffman, Jeffrey, Keyt, McCracken, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Stanley, Stewart, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—44.

Nays—None.

Absent—Messrs. Burke, Conn, Davis, Hope, Lester, Long, Lyle, McGreer, Mintie, Scott, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, and Templeton—16.

So the rules were suspended, and the bill was read second time by title only.

The bill was referred to the committee on fisheries and game.

Mr. Lyle, chairman of the committee on counties, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 29, 1895. }

*Mr. Speaker:*

Your committee on counties, to whom was referred house bill No. 136, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

A. R. LYLE,  
Chairman.

Mr. Davis moved that the report be adopted, the rules suspended, house bill No. 136 be read third time now, and placed on its final passage.

Messrs. Curtis and David demanded a call of the house.

The roll was called and all the members were present, except Messrs. Beach, Boothby, Conn, Dunn, Long, McGreer, Mintie, Moorhead, Myers, Paxton, Scott, Smith of Clackamas, Smith of Linn, and Thompson.

Mr. Keyt moved that the house adjourn.

The motion was lost.

On motion of Mr. Davis, further proceedings under the call of the house be dispensed with.

Mr. Davis moved that the rules be suspended and that house bill No. 136 be considered engrossed, read third time now, and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Boothby, Bridges, Buckman, Burke, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Lyle, McCracken, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—49.

Nays—None.

Absent—Messrs. Blundell, Burleigh, Conn, Gurdane, Long, McGreer, Scott, Smith of Clackamas, Smith of Josephine, Smith of Linn, and Templeton—11.

So the rules were suspended and the bill considered engrossed, read third time, and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Boothby, Bridges, Buckman, Burke, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Hillegas, Hofer, Hope, Huffman, Jeffrey, Lyle, Nealon, Patterson, Rinearson, Sehlbrede, Smith of Clackamas, Smith of Josephine, Smith of Linn, Templeton, Tigard, Wright, Yates, and Young—36.

Nays—Messrs. Blundell, Cardwell, Gurdane, Keyt, Lester, McCracken, Moorhead, Shutrum, Stanley, Stewart, Smith of Polk, Thompson, and Mr. Speaker—13.

Not voting—Messrs. Burleigh, Calvert, and Cleeton—3.

Absent—Messrs. Beach, Conn, Long, McGreer, Mintie, Myers, Paxton, and Scott—8.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Mr. Gowdy, the house adjourned.

R. E. MOODY,  
Chief Clerk.

WEDNESDAY, JANUARY 30, 1895.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 30, 1895. }

The house was called to order at 9:30 o'clock a. m., pursuant to adjournment, by the speaker.

The session was opened with prayer by Rev. Laurence Sinclair of Salem.

The roll was called, and all the members were present, except Messrs. Baker, Beach, Bridges, Calvert, Conn, Lyle, Myers, Patterson, Scott, Smith of Clackamas, and Yates.

Mr. Sehlbrede moved that the reading of the journal be dispensed with.

The motion prevailed.

Mr. Hofer, chairman of the committee on revision and correction of journal, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 30, 1895. }

*Mr. Speaker:*

Your committee on revision and correction of journal, to whom was referred the journal of January 28th, beg leave to report that we have had the same under consideration, and respectfully report back to the house that we have examined the same and find it correct.

E. HOFER,  
Chairman.

On motion of Mr. Hofer, the report was adopted.

Mr. Boothby, chairman of the committee on public morals, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 30, 1895. }

*Mr. Speaker:*

Your committee on public morals, to whom was referred house bill No. 25, beg leave to report that we have had the same

under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

AMENDMENT.

After the words "expiration of," in line nine (9) of the printed bill, strike out the word "three" and insert the word "two."

AMENDMENT.

In line ten (10) after the words "said period of," strike out the word "three" and insert the word "two."

J. S. BOOTHBY,  
Chairman.

On motion of Mr. Boothby, the report was adopted.

Mr. Boothby, chairman of the committee on public morals, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 30, 1895. }

*Mr. Speaker:*

Your committee on public morals, to whom was referred house bill No. 38, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

AMENDMENT.

In section 1, line four, after the words "he shall," insert the words "be guilty of a misdemeanor, and."

AMENDMENT.

Also, after the words "twenty-five dollars," add "or imprisonment in the county jail one day for each one dollar and fifty cents of such fine."

AMENDMENT.

In section 2, line four, after the words "he shall," insert the words "be guilty of a misdemeanor, and."

## AMENDMENT.

Also, after the words "fifty dollars," line five, add "or imprisonment in the county jail, one day for each one dollar and fifty cents of such fine."

## AMENDMENT.

In section 3, line three, after the words "he shall," add "be guilty of a misdemeanor, and."

## AMENDMENT.

Also, after the words "fifty dollars," in line three, add "or imprisonment in the county jail one day for each one dollar and fifty cents of such fine."

## AMENDMENT.

In section 4, line two, after the words "he shall," insert "be guilty of a misdemeanor, and."

## AMENDMENT.

Also, after the words "fifty dollars," in line three, add "or imprisonment in the county jail one day for each one dollar and fifty cents of such fine."

## AMENDMENT.

In section 5, line one, strike out the word "final."

J. S. BOOTHBY,  
Chairman.

On motion of Mr. Boothby, the report was adopted.

House bill No. 80 coming on for second reading, Mr. Beach moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Beach, Blundell, Boothby, Buckman, Burke, Burleigh, Cardwell, Cleeton, Cole, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Keyt, Lester, McCracken, McGreer, Mintie, Moorhead, Nealon, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, and Mr. Speaker—45.

Nays—None.

Absent—Messrs. Baker, Barkley, Bridges, Calvert, Conn, Coon,

Guild, Jeffrey, Long, Lyle, Scott, Myers, Patterson, Wright, and Young — 15.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the committee on food and dairy products.

House bill No. 81 coming on for second reading, was read second time.

The bill was referred to the committee on assessment and taxation.

On motion of Mr. Curtis, the matter of correcting the calendar was referred to the committee on printing.

House bill No. 82 coming on for second reading, was read second time.

The bill was referred to the committee on roads and highways.

House bill No. 84 coming on for second reading, was read second time.

The bill was referred to the committee on roads and highways.

House bill No. 85 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 86 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 30, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that the senate has passed senate bill No. 8,—a bill for an act to authorize mayors of municipal corporations to bid in property sold for taxes and assessments.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 30, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that the senate



has passed senate bill No. 37,—a bill for an act to authorize the city of Astoria to construct, purchase, or acquire, by condemnation or other means, a bridge across Youngs bay, in Clatsop county, Oregon, and to issue and dispose of bonds for that purpose.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

House bill No. 87 coming on for second reading, Mr. Hofer moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was :

Those voting aye were—

Messrs. Barkley, Beach, Boothby, Buckman, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Daly, David, Davis, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, McCracken, McGreer, Mintie, Moorhead, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Young, and Mr. Speaker—41.

Nays—None.

Absent—Messrs. Baker, Blundell, Bridges, Burke, Conn, Curtis, Dunn, Gates, Guild, Long, Lyle, Myers, Nealon, Rinearson, Scott, Smith of Clackamas, Smith of Josephine, Wright, and Yates—19.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the committee on judiciary.

House bill No. 88 coming on for second reading, was read second time.

The bill was referred to the committee on assessment and taxation.

House bill No. 89 coming on for second reading, was read second time.

The bill was referred to the committee on roads and highways.

House bill No. 91 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 92 coming on for second reading, was read second time.

The bill was referred to the committee on salaries and mileage.

House bill No. 93 coming on for second reading, Mr. Sehlbrede moved that the rules be suspended and that the bill be read second time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Hope, Keyt, Lester, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—48.

Nays — None.

Absent—Messrs. Baker, Cleeton, Conn, Gates, Guild, Huffman, Jeffrey, Long, Lyle, Scott, Smith of Josephine, and Wright—12.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the committee on agriculture.

House bill No. 94 coming on for second reading, was read second time.

The bill was referred to the committee on labor.

House bill No. 95 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

Mr. Smith of Clackamas was granted leave to send house bill No. 117 to the printer.

House bill No. 96 coming on for second reading, was read second time.

The bill was referred to the committee on claims.

House bill No. 97 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 98 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 99 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 100 coming on for second reading, was read second time.

The bill was referred to the committee on roads and highways.

House bill No. 101 coming on for second reading, was read second time.

The bill was referred to the committee on assessment and taxation.

House bill No. 102 coming on for second reading, was read second time.

On motion of Mr. Hofer, the bill was referred to the committee on banking and insurance.

House bill No. 103 coming on for second reading, was read second time.

The bill was referred to the committee on assessment and taxation.

House bill No. 104 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 105 coming on for second reading, was read second time.

The bill was referred to the committee on assessment and taxation.

House bill No. 106 coming on for second reading, was read second time.

The bill be referred to the committee on judiciary.

House bill No. 107 coming on for second reading, was read second time.

The bill was referred to the committee on alcoholic traffic.

House bill No. 108 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

On motion of Mr. Sehlbrede, the courtesies of the house were extended to Hon. M. C. George, and he was invited to a seat within the bar.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 30, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 24,—a bill for an act to amend section 303 of the laws of Oregon, as compiled and annotated by W. Lair Hill.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 30, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate

has passed senate bill No. 5,—a bill for an act providing for the record of conditional sales and leases of personal property.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

House bill No. 109 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 110 coming on for second reading, was read second time.

Mr. Boothby moved that the rules be suspended and that the bill be considered engrossed, and read third time now.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Bridges, Burke, Craig, Curtis, Dunn, Gates, Hofer, Lyle, McGreer, Mintie, and Wright—12.

Nays—Messrs. Blundell, Boothby, Buckman, Burleigh, Cardwell, Cooper, Daly, David, Davis, Gowdy, Guild, Gurdane, Hope, Huffman, Jeffrey, Keyt, Lester, McCracken, Moorhead, Myers, Nealon, Paxton, Sehlbrede, Rinearson, Scott, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Thompson, Tigard, Yates, Young, and Mr. Speaker—36.

Absent—Messrs. Baker, Beach, Calvert, Cleeton, Cole, Conn, Coon, Hillegas, Long, Patterson, Smith of Josephine, and Templeton—12.

The motion was lost.

Mr. Craig moved that the bill be amended as follows:—

#### AMENDMENT.

Strike out the clause “and in addition thereto the sum of twenty cents for each and every folio recorded by him as required by this act,” in lines two, three, and four of section 5.

The amendment was adopted.

The bill was referred to the committee on penal, reformatory, and charitable institutions.

House bill No. 111 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 112 coming on for second reading, was read second time.

The bill was referred to the committee on fisheries and game.

House bill No. 113 coming on for second reading, was read second time.

The bill was referred to the committee on food and dairy products.

House bill No. 114 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 115 coming on for second reading, was read second time.

The bill was referred to the committee on education.

House bill No. 116 coming on for second reading, was read second time.

Mr. Patterson moved that the rules be suspended, and that the bill be considered engrossed, read third time now, and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were —

Messrs. Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Gurdane, Hillegas, Hope, Huffman, Jeffrey, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Tigard, Yates, Young, and Mr. Speaker — 50.

Nays — None.

Absent — Messrs. Baker, Barkley, Conn, Gates, Hofer, Keyt, Rinearson, Scott, Thompson, and Wright — 10.

So the rules were suspended and the bill considered engrossed, read third time, and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were —

Messrs. Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, David, Davis, Dunn, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker — 52.

Nays — None.

Absent — Messrs. Baker, Calvert, Conn, Daly, Gates, Scott, Smith of Josephine, and Wright — 8.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 117 coming on for second reading, was read second time.

The bill was referred to the committee on medicine and pharmacy.

House bill No. 118 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 30, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that the senate has passed senate bill No. 87,—a bill for an act to amend section 24 (twenty-four) of the act to incorporate the city of McMinnville, Yamhill county, state of Oregon, filed in the office of the secretary of state on the twenty-fifth day of February, 1889.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

House bill No. 120 coming on for second reading, was read second time.

The bill was referred to the committee on roads and highways.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 30, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that the senate has passed senate bill No. 51,—a bill for an act to amend an act incorporating the town of Hillsboro, in Washington county, Oregon, filed in the office of the secretary of state February 20, 1893.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

House bill No. 121 coming on for second reading, Mr. Barkley moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Baker, Bridges, Conn, Scott, Smith of Josephine, and Wright—6.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the committee on assessment and taxation.

#### JOINT CONVENTION.

The joint convention of January 30, 1895, was called to order at 12 o'clock m. by the president of the senate, Hon. Joseph Simon.

The chief clerk of the senate called the roll of the senate, and all of the senators were present.

The chief clerk of the house called the roll of the house, and all of the representatives were present, except Representatives Conn and Scott, who were absent on account of sickness.

Representatives Conn and Scott were announced as being paired on the vote for United States senator.

On motion of Representative Myers, the reading of the journal of the proceedings of the joint convention of yesterday, the 29th instant, was dispensed with.

The president announced that as no person had received a majority of all the votes cast for United States senator for Oregon in the joint convention of yesterday, the 29th instant, there had been no election, and directed the calling of the roll of the joint convention for the purpose of voting for United States senator.

The roll was called, and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Beach, Blundell, Bridges, Brownell, Calbreath, Calvert, Cardwell, Carter, Cleeton, Cooper, Daly, David, Dawson, Denny, Gesner, Gowan, Gowdy, Hobson, Long, Maxwell, McCracken, McGinn, McGreer, Mintie, Moorhead, Myers, Patterson of Marion, Paxton, Price, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Templeton, Thompson, Woodard, Mr. Speaker, and Mr. President—42.



Those voting for Hon. J. K. Weatherford were: Messrs. Beckley, Butler, Cogswell, Huston, McAlister, Raley, Smith of Clatsop, and Smith of Sherman—8.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vanderburg, and Young—10.

Those voting for Hon. Binger Hermann were: Messrs. Alley, Baker, Burke, Cole, Craig, Hillegas, Hofer, McClung, Patterson of Grant, and Smith of Linn—10.

Those voting for Hon. Wm. P. Lord were: Messrs. Barkley, Boothby, Curtis, Dunn, and Wright—5.

Those voting for Hon. Geo. H. Williams were: Messrs. Coon, Gates, Keyt, Lyle, and Tigard—5.

Those voting for Hon. S. A. Lowell were: Messrs. Davis, Gurdane, Hope, and Lester—4.

Those voting for Hon. Claud Gatch were: Messrs. Guild and Rinearson—2.

Those voting for Hon. H. L. Barkley were: Mr. Johnson—1.

Those voting for Hon. F. A. Moore were: Mr. Yates—1.

Absent—Messrs. Conn and Scott—2.

Total number of votes cast—88.

The president announced that as no person had received a majority of all the votes cast there had been no election.

On motion of Senator Gowan, the joint convention adjourned.

On motion of Mr. Long, the house adjourned to 2:30 o'clock p. m.

R. E. MOODY,  
Chief clerk.

## AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 30, 1895. }

The house was called to order at 2:30 o'clock p. m., by the speaker.

The roll was called, and all the members were present, except Messrs. Baker, Conn, David, Guild, Huffman, Lyle, Rinearson, Scott, and Smith of Josephine.

Mr. Templeton asked that house bill No. 227 be printed.  
So ordered.

Mr. Long moved that the rules be amended allowing the appointment of a committee on state and county officers.

The motion prevailed.

Mr. Gates moved that the house take up the fifth order of business.

The motion prevailed.

House bill No. 301 was introduced by Mr. Barkley.

House bill No. 302 was introduced by Mr. Cleeton.

House bill No. 303 was introduced by Mr. Gates.

House bill No. 304 was introduced by Mr. Gates.

House bill No. 305 was introduced by Mr. Craig.

House bill No. 306 was introduced by Mr. Curtis.

Mr. Myers, chairman of the committee on penal, reformatory, and charitable institutions, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 30, 1895. }

*Mr. Speaker:*

Your committee on penal, reformatory, and charitable institutions, to whom was referred house concurrent resolution No. 22, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that they be allowed to use their discretion in visiting the various penal, reformatory, and charitable institutions without additional clerk hire.

GEO. T. MYERS,  
Chairman.

On motion of Mr. Myers, the report was adopted.

Unanimous consent being given, Mr. Coon introduced house resolution No. 30.

#### HOUSE RESOLUTION NO. 30.

*Resolved,* That bills introduced in this house, the pages whereof are fastened together, shall not be torn apart or in any way separated into parts by any one having charge of the same.

On motion of Mr. Coon, the resolution was referred to the committee on printing.

Unanimous consent being given, Mr. Boothby withdrew house bill No. 75.

House bill No. 307 was introduced by Mr. Smith of Josephine.

House bill No. 308 was introduced by Mr. Smith of Josephine.

Mr. Paxton moved that the house again take up the sixth order of business.

The motion prevailed.

House bill No. 123 coming on for second reading, was read second time.

On motion of Mr. McCracken, the bill was referred to the delegation from Multnomah county.

House bill No. 124 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 125 coming on for second reading, was read second time.

The bill was referred to the committee on fisheries and game.

House bill No. 126 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 127 coming on for second reading, Mr. Barkley moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, McGreer, Mintie, Moorhead, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—49.

Nays—None.

Absent—Messrs. Baker, Burleigh, Conn, Gates, Guild, Long, Lyle, McCracken, Myers, Scott, and Smith of Josephine—11.

So the rules were suspended, and the bill was read second time by title only.

On motion of Mr. Gowdy, the bill was referred to the committee on assessment and taxation.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 29, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that the senate has amended and adopted house concurrent resolution No. 20 by striking out all of the resolution after the word "concurring," in

second line, and insert in lieu thereof the following: "That the committee on fishing industries of the senate and the committee on fishing industries of the house be and hereby are authorized and directed, as a joint committee, to visit such places on the Columbia and Clackamas rivers as they may deem advisable for the purpose of making such an investigation and acquiring such information as they consider necessary to enable them to determine what legislative relief is necessary for the preservation of such industry, and that they be allowed no clerk hire other than such as already belongs to them."

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

On motion of Mr. Curtis, the house concurred in the amendment.

House bill No. 128 coming on for second reading, was read second time.

On motion of Mr. Curtis, the bill was referred to the committee on counties.

House bill No. 129 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 132 coming on for second reading, was read second time.

Mr. Hofer offered the following amendment:—

#### AMENDMENT.

Amend by adding the words "public political meetings."

The amendment was adopted.

The bill as amended was referred to the committee on education.

House bill No. 133 coming on for second reading, was read second time.

Mr. Paxton offered the following amendment to the bill:—

#### AMENDMENT.

*Provided*, that in Multnomah county the commissioners shall receive no per diem, but shall receive an annual salary of nine hundred dollars each, payable monthly, from the county treasury.

On motion of Mr. Paxton, the amendment was adopted.

Mr. Curtis offered the following amendment:—

AMENDMENT.

The fees of commissioners of Clatsop county shall be four dollars per day.

On motion of Mr. Curtis, the amendment was adopted.

Mr. Patterson offered the following amendment:—

AMENDMENT.

The commissioners of Grant and Harney counties shall receive five dollars per day for the time actually employed in the transaction of county business.

On motion of Mr. Patterson, the amendment was adopted.

Mr. Young of Baker offered the following amendment:—

AMENDMENT.

Insert the word "Baker" after the word "Gilliam" in line thirteen.

On motion of Mr. Young, the amendment was adopted.

Mr. Buckman offered the following amendment:—

AMENDMENT.

Insert the word "Coos" after the word "Clatsop" in line nine.

On motion of Mr. Buckman, the amendment was adopted.

Mr. Boothby offered the following amendment:—

AMENDMENT.

After the word "Umatilla," in line fourteen, insert the words "and Morrow."

On motion of Mr. Boothby, the amendment was adopted.

Mr. Hope offered the following amendment:—

AMENDMENT.

Amend by inserting the name "Malheur county" after "Baker county" in line fourteen.

On motion Mr. Hope, the amendment was adopted.

On motion of Mr. Smith of Josephine, the bill as amended was referred to the committee on judiciary.

House bill No. 134 coming on for second reading, was read second time.

Mr. Smith of Josephine moved to refer the bill to the committee on judiciary.

The motion was lost.

Mr. Paxton offered the following amendment:—

## AMENDMENT.

Strike out the word "warden," in lines three and five of section 1 of the printed bill, and insert in lieu thereof the word "superintendent."

On motion of Mr. Paxton, the amendment was adopted.

The bill as amended was referred to the committee on penal, reformatory, and charitable institutions.

The hour of 3:30 o'clock having arrived, the time fixed by the house on Monday, January 28th, for considering house joint resolutions on constitutional amendments, the matter was taken up.

House joint resolution No. 1 of the session of 1893, was then taken up.

Mr. Paxton moved that the consideration of this resolution be postponed till two weeks from today, at this hour.

The motion prevailed.

House joint resolution No. 2 of the session of 1893, was then taken up.

Mr. Paxton moved the adoption of house joint resolution No. 2.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, McCracken, McGreer, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Baker, Beach, Burleigh, Conn, Gates, Long, Lyle, Mintie, Scott, and Wright—10.

The motion prevailed.

Mr. Cleeton moved the adoption of house joint resolution No. 3 of the session of 1893.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Baker, Beach, Burleigh, Conn, Long, Lyle, Scott, Smith of Clackamas, Sehlbrede, and Wright—10.  
The resolution was lost.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 30, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that the senate has passed senate bill No. 14,—a bill for an act to exempt county roads from assessment and taxation.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

Unanimous consent being given, Mr. Paxton introduced house joint resolution No. 11.

## HOUSE JOINT RESOLUTION NO. 11.

*Be it resolved by the House and Senate,* That the following amendment to the constitution of the state of Oregon be and is hereby proposed: That section 2 of article XI of the constitution of Oregon be amended to read as follows:—

Section 2. In all elections not otherwise provided for by the constitution, every male citizen of the United States of the age of twenty-one years and upwards, who shall have resided in the state during the six months immediately preceding such election, who can write his name, and read the constitution of the United States or of the state of Oregon in the English language, shall be entitled to vote at all elections authorized by law, but registration laws may be enacted by the legislative assembly; *provided, however,* that persons who shall be entitled to vote in this state at the time of the adoption of this amendment shall not be prevented from voting by reason of inability to read or write; *and provided, further,* that no person otherwise qualified and entitled to vote shall be prevented or disqualified from voting by reason of physical disability.

Mr. Jeffrey offered the following amendment:—

## AMENDMENT.

Strike out the word "male" and add the words: "*Provided, that the term 'citizen' shall apply to persons of both sexes.*"



Messrs. Jeffrey and Stewart demanded the ayes and nays.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Boothby, Buckman, Cole, Coon, Gowdy, Hillegas, Hofer, Huffman, Jeffrey, Moorhead, Nealon, Patterson, Rinearson, Stanley, Stewart, Smith of Josephine, Templeton, Tigard, Yates, Young, and Mr. Speaker—22.

Nays—Messrs. Beach, Blundell, Bridges, Burke, Calvert, Cardwell, Cleeton, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gurdane, Hope, Keyt, Lester, Long, McCracken, McGreer, Mintie, Paxton, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Linn, and Thompson—28.

Absent—Messrs. Baker, Burleigh, Conn, Gates, Guild, Lyle, Myers, Scott, Sehlbrede, and Wright—10.

The amendment was lost.

The adoption of house joint resolution No. 11 was next in order.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Beach, Blundell, Buckman, Burke, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Yates, Young, and Mr. Speaker—43.

Nays—Messrs. Barkley, Boothby, Gurdane, Hofer, and Stewart—5.

Absent—Messrs. Baker, Bridges, Burleigh, Conn, Gates, Guild, Hillegas, Lyle, Myers, Scott, Tigard, and Wright—12.

The resolution was adopted.

House joint resolution No. 8 was taken up.

Mr. Smith of Josephine moved the adoption of the resolution.

Mr. Paxton moved that house joint resolutions Nos. 8 and 10 be made a special order of business two weeks from today at 3:30 o'clock p. m.

Mr. Smith of Josephine moved to amend by making it a special order at 8 o'clock this evening.

The amendment was lost.

Mr. Smith of Josephine moved to amend by making in one week from today.

The amendment prevailed.

Mr. Paxton moved to reconsider the vote by which house joint resolution No. 1 was made a special order two weeks from today.

The motion prevailed.

Mr. Paxton moved to make house joint resolution No. 1 a special order one week from today at 3:30 o'clock p. m.

The motion prevailed.

Mr. Hofer asked that house joint memorial No. 2 be taken up. The request was granted.

Mr. Hofer moved the adoption of house joint memorial No. 2. The motion prevailed.

Unanimous consent being given, Mr. Rinearson introduced house joint memorial No. 6.

#### HOUSE JOINT MEMORIAL NO. 6.

*By the House of Representatives of the Legislative Assembly of Oregon, the Senate concurring — To the Congress of the United States: We, your memorialists, respectfully represent,—That during the years 1855 and 1856 war was made upon the white settlers of the territories of Oregon and Washington, which, though known locally as the Yakima and Rogue-river wars, respectively, was in fact a collusive effort on the part of the native race to exterminate the American settlers of the north Pacific coast, during which volunteers were called out to assist the regular soldiers of the United States, and men and property were furnished by the settlers of Oregon and Washington (as found by a commission appointed by act of thirty-fourth congress, chapter CXXIX, section 11,) to the aggregate amount of six million eleven thousand four hundred and fifty-nine dollars and thirty-six cents. That this sum found due by the commission, consisting of Gen. Rufus Ingalls, U. S. A., Capt. A. J. Smith, U. S. A., and L. F. Grover, since governor of Oregon and United States senator, was scaled down arbitrarily and unjustly by the third auditor of the United States treasury, the full difference between the prices of labor and property on the Pacific and Atlantic sides of the continent at that time to the scales of the latter, thus withholding the sum of three million two hundred and ninety-six thousand six hundred and forty-three dollars and eighty-one cents lawfully and justly due the people of Oregon and Washington for the services rendered and property furnished.*

The following is section 4 of an act passed by the Oregon territorial legislature at its session of 1855-6, fixing the rate of pay for the volunteers called for, shows the local valuation of the services and property:

Section 4. Whenever such volunteers are called and received into the service of the territory by virtue of this act, each non-commissioned officer and private shall be entitled to receive two dollars per day and rations, and two dollars per day for the use and risk of his horse and equipments, except for horses actually killed in action, unavoidably lost or reported unfit for service and turned over to the quartermaster, in which case the owner shall receive the appraised value thereof. And all commissioned

officers shall receive the same pay as officers of the same rank in the army of the United States; *provided*, that commissioned officers shall receive the same pay for use and risk of horses as non-commissioned officers.

The act of which the above is an extract, contained an emergency clause, and the men who responded to the call were mainly of the patriotic frontier class, to whom the wealth-winners of the nation are much indebted. They are now nearing the end of life and only ask at your hands what was found to be justly due and arbitrarily and unjustly withheld. The men thus served are many of them old and needy, and can therefore add necessity to their plea for justice. Moreover, they do not understand why, as soldiers, they are not as well entitled to pensions and land warrants for services rendered and risks incurred as any other soldier of the republic.

We would also submit that the soldiers who served in the Cayuse war of 1847 and 1848 under the provisional government of Oregon, should receive pension on the same basis as the soldiers of the Mexican war.

In the preparation of a bill in accordance with the prayer of this memorial, our delegation in congress is respectfully requested to make provision for the payment of any sum of money that may be awarded by this act, direct to each individual for whom it is intended, by the issuance in each case of a treasury warrant, payable to the order of each person above named or their assigns; said warrants to be forwarded to the treasurer of the state of Oregon, to be handed to such person upon satisfactory proof that he or she is the person for whom the said warrant is intended.

Whereas the subjects of the foregoing claim are preferred by men widely scattered, and are, therefore, unable to present their claims as individuals in the court of claims; therefore,

*Resolved*, That our representatives in congress be forwarded each a copy of this memorial, and asked their earnest service in securing the justice herein prayed for.

On motion of Mr. Rinearson, the memorial was adopted.

Mr. Sehlbrede, chairman of committee on engrossed bills, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 30, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 7, beg leave to report that we have had the same

under consideration, and respectfully report it back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

House bill No. 135 coming on for second reading, Mr. Barkley moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hope, Huffman, Jeffrey, Keyt, Long, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Thompson, Tigard, Wright, Young, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Baker, Cardwell, Conn, Hofer, Lester, Lyle, McCracken, Paxton, Rinearson, Scott, Templeton, and Yates—12.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the committee on assessment and taxation.

House bill No. 139 coming on for second reading, was read second time.

The bill was referred to the committee on internal improvements.

House bill No. 140 coming on for second reading, was read second time.

The bill was referred to the committee on internal improvements.

House bill No. 141 coming on for second reading, was read second time.

The bill was referred to the committee on education.

Mr. Long, chairman of the committee on resolutions, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 30, 1895. }

*Mr. Speaker:*

Your committee on resolutions, to whom was referred house resolution No. 28, beg leave to report that we have had the same

under consideration, and respectfully report it back to the house with the recommendation that it be adopted.

J. M. LONG.  
Chairman.

On motion of Mr. Thompson, the report was adopted.

#### HOUSE RESOLUTION NO. 28.

*Resolved*, That the state printer be requested to furnish each member of the house, and the officers thereof, with a copy of the senate calendar each day, and to furnish the officers of the senate, and the members thereof, with a copy of the house calendar each day.

Mr. Smith of Josephine moved that when we adjourn we adjourn to meet at 8 o'clock this evening.

The motion was lost.

On motion of Mr. Davis, the house adjourned.

R. E. MOODY,  
Chief Clerk.

THURSDAY, JANUARY 31, 1895.

#### MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 31, 1895. }

The house was called to order at 9:30 o'clock a. m., pursuant to adjournment, by the speaker.

The session was opened with prayer by Rev. W. Kelloway of Salem.

The roll was called, and all the members were present, except Messrs. Baker, Burke, Cleeton, Conn, Daly, Guild, Huffman, Lyle, Mintie, Paxton, Scott, Shutrum, Smith of Clackamas, Thompson, Wright, and Young.

Mr. Smith of Josephine moved that the reading of the journal be dispensed with.

The motion prevailed.

Mr. Hofer, chairman of the committee on revision and correction of journal, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 30, 1895. }

*Mr. Speaker:*

Your committee on revision and correction of journal, to whom was referred the journal of January 29th, beg leave to report that we have had the same under consideration, and respectfully report back to the house that we have examined the same and find it correct.

E. HOFER,  
Chairman.

On motion of Mr. Hofer, the report was adopted.

Mr. Curtis, chairman of the committee on printing, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 31, 1895. }

*Mr. Speaker:*

Your committee on printing, to whom was referred the matter of the revision of the house calendar, beg leave to report that we have had the same under consideration, and respectfully report that the manner of printing has been revised, and it now will appear each day in numerical order, as follows: 1. House bills; 2. House resolutions; 3. House concurrent resolutions; 4. House joint resolutions; 5. House joint memorials; 6. Senate concurrent resolutions; 7. Senate joint resolutions; 8. Senate joint memorials; 9. House bills on first reading; 10. House bills on second reading; 11. House bills referred; 12. House bills on third reading; 13. House bills withdrawn; 14. House bills passed; 15. Senate bills on first reading; 16. Senate bills passed; 17. Bills of the seventeenth session; 18. Special orders; 19. Notice to amend the rules. And your committee take pleasure in commending the calendar clerk of the house at this time for his efficiency in the matter of the compilation.

C. J. CURTIS,  
Chairman.

Mr. Curtis, chairman of the committee on printing, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 January 31, 1895. }

*Mr. Speaker:*

Your committee on printing, to whom was referred the matter of the mutilation of the house bills, beg leave to report that we have had the same under consideration, and respectfully report that in future all bills will be returned to the house in the same condition as when received by the state printer.

C. J. CURTIS,  
 Chairman.

On motion of Mr. Hofer, the report was adopted.

House bill No. 144 coming on for second reading, was read second time.

The bill was referred to the committee on penal, reformatory, and charitable institutions.

House bill No. 145 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 146 coming on for second reading, Mr. Patterson moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Buckman, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Lester, McCracken, McGreer, Myers, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Tigard, Young, and Mr. Speaker—44.

Nays—None.

Absent—Messrs. Baker, Bridges, Burke, Conn, Guild, Keyt, Long, Lyle, Mintie, Moorhead, Rinearson, Scott, Smith of Clackamas, Thompson, Wright, and Yates—16.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the committee on mining.

The speaker named as the committee on state and county officers, Messrs. Daly, Keyt, and Long.

House bill No. 147 coming on for second reading, was read second time.

The bill was referred to the committee on medicine and pharmacy.



House bill No. 148 coming on for second reading, was read second time.

The bill was referred to the committee on public lands.

House bill No. 149 coming on for second reading, was read second time.

The bill was referred to the committee on engrossing.

House bill No. 150 coming on for second reading, was read second time.

On motion of Mr. Smith of Polk, the bill was referred to the committee on agriculture, with leave to report at an any time.

House bill No. 151 coming on for second reading, was read second time.

On motion of Mr. Patterson, the bill was referred to the committee on state and county officers.

House bill No. 152 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 153 coming on for second reading, Mr. David moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Gurdane, Hillegas, Hofer, Huffman, Jeffrey, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Stanley, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Young, and Mr. Speaker—47.

Nays—None.

Absent—Messrs. Baker, Bridges, Conn, Gates, Hope, Keyt, Lyle, Scott, Shutrum, Stewart, Smith of Clackamas, Wright, and Yates—13.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the committee on education.

House bill No. 154 coming on for second reading, was read second time.

Mr. Davis offered the following amendment:—

#### AMENDMENT.

Amend section 1, line two, by adding the word "Umatilla."

On motion of Mr. Davis, the amendment was adopted.

Mr. Paxton offered the following amendment:—

## AMENDMENT.

Strike out the words "*Provided, further*, that it shall be unlawful to hunt on the first day of the week, commonly called Sunday," in lines ten and eleven, section 1 of printed bill.

On motion of Mr. Paxton, the amendment was adopted.

The bill as amended was referred to the committee on fisheries and game.

House bill No. 155 coming on for second reading, Mr. Blundell moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Buckman, Burke, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Daly, David, Davis, Dunn, Gowdy, Guild, Gurdane, Hillegas, Hofer, Huffman, Jeffrey, Keyt, Lester, McCracken, McGreer, Moorhead, Nealon, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Wright, and Mr. Speaker—42.

Nays—None.

Absent—Messrs. Baker, Bridges, Burleigh, Conn, Curtis, Gates, Hope, Long, Lyle, Mintie, Myers, Patterson, Rinearson, Scott, Smith of Clackamas, Smith of Josephine, Yates, and Young—18.

So the rules were suspended, and the bill was read second time by title only.

The bill was referred to the committee on fisheries and game.

House bill No. 156 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 157 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 158 coming on for second reading, was read second time.

The bill was referred to the committee on assessment and taxation.

House bill No. 159 coming on for second reading, was read second time.

The bill was referred to the committee on counties.

House bill No. 160 coming on for second reading, was read second time.

The bill was referred to the committee on compensation of county and state officers, with leave to report at any time.

Messrs. Burke and Keyt demanded a call of the house.

The roll was called and all the members were present, except

Messrs. Baker, Bridges, Cleeton, Conn, Davis, Guild, Hope, Lyle, McGreer, Mintie, Myers, Patterson, Rinearson, Scott, Shutrum, Templeton, Wright, and Yates.

The rollcall showed a quorum.

Mr. Sehlbrede moved that further proceedings under call of the house be dispensed with.

The motion prevailed.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 31, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 192,—a bill for an act to amend section 125 of chapter X of an act entitled an act to incorporate the city of Dallas.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 31, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has adopted house joint memorial No. 6.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

House bill No. 161 coming on for second reading, was read second time.

The bill was referred to the committee on military affairs.

House bill No. 162 coming on for second reading, was read second time.

On motion of Mr. Burleigh, the bill was referred to the committee on elections, with leave to report at any time.

House bill No. 163 coming on for second reading, Mr. Stanley moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Thompson, Tigard, Yates, Young, and Mr. Speaker—49.

Nays—None.

Absent—Messrs. Baker, Bridges, Conn, Hope, Lyle, McGreer, Scott, Sehlbrede, Shutrum, Templeton, and Wright—11.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the committee on mining.

House bill No. 164 coming on for second reading, was read second time.

On motion of Mr. Smith of Polk, the bill was referred to a committee of one from each county in the third judicial district.

The speaker appointed Messrs. Smith of Polk, Hofer, Guild, Stanley, and Smith of Linn as such committee.

House bill No. 165 coming on for second reading, was read second time.

The bill was referred to the committee on commerce.

House bill No. 166 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 167 coming on for second reading, was read second time.

The bill was referred to the committee on fisheries and game.

House bill No. 168 coming on for second reading, Mr. Blundell moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, Mintie, Moorhead, Nealon, Paxton, Sehlbrede, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Thompson, Yates, Young, and Mr. Speaker—45.

Nays—None.

Absent—Messrs. Baker, Bridges, Cleeton, Conn, Hope, Lyle, McGreer, Myers, Patterson, Rinearson, Scott, Shutrum, Templeton, Tigard, and Wright—15.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the committee on judiciary.

House bill No. 170 coming on for second reading, was read second time.

The bill was referred to the committee on roads and highways, with leave to report at any time.

House bill No. 171 coming on for second reading, was read second time.

On motion of Mr. Hofer, the bill was referred to the committee on printing.

House bill No. 172 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 173 coming on for second reading, was read second time.

The bill was referred to the committee on military affairs.

House bill No. 174 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 175 coming on for second reading, was read second time.

The bill was referred to the committee on agriculture.

House bill No. 178 coming on for second reading, was read second time.

The bill was referred to the committee on corporations.

House bill No. 179 coming on for second reading, Mr. Craig moved that the rules be suspended, and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Buckman, Burke, Calvert, Cardwell, Cleeton, Cole, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Huffman, Jeffrey, Lester, Long, Lyle, McCracken, McGreer, Moorhead, Myers, Nealon, Paxton, Rinearson, Sehlbrede, Stanley, Smith of Clackamas, Smith of Polk, Smith of Linn, Thompson, Tigard, Yates, Young, and Mr. Speaker—44.

Nays—None.

Absent—Messrs. Baker, Bridges, Burleigh, Conn, Coon, Cooper, Hope, Keyt, Mintie, Patterson, Scott, Shutrum, Stewart, Smith of Josephine, Templeton, and Wright—16.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the committee on judiciary.

House bill No. 180 coming on for second reading, was read second time.

The bill was referred to the committee on assessment and taxation.

House bill No. 181 coming on for second reading, was read second time.

The bill was referred to the committee on assessment and taxation.

House bill No. 182 coming on for second reading, was read second time.

On motion of Mr. Curtis, the bill was referred to the committee on railways and transportation.

House bill No. 183 coming on for second reading, was read second time.

The bill was referred to the committee on elections.

House bill No. 184 coming on for second reading, was read second time.

Mr. Hofer offered the following amendment:—

#### AMENDMENT.

Amend by adding the words "one for each one hundred."

On motion of Mr. Hofer, the amendment was adopted.

The bill as amended was referred to the committee on judiciary.

House bill No. 185 coming on for second reading, was read second time.

The bill was referred to the committee on education.

House bill No. 186 coming on for second reading, Mr. Long moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Buckman, Burleigh, Calvert, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Huffman, Jeffrey, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—49.

Nays—None.

Absent—Messrs. Baker, Bridges, Burke, Cardwell, Conn, Hope, Keyt, Myers, Rinearson, Scott, and Wright—11.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the committee on medicine and pharmacy.

House bill No. 187 coming on for second reading, was read second time.

The bill was referred to the committee on banking and insurance, with leave to report at any time.

House bill No. 309. Mr. Cleeton. A bill for an act to amend sections 2580, 2582, 2584, 2585, and 2590 of Hill's annotated laws of Oregon, relating to the granting of certificates to teachers.

Mr. Moorhead moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cleeton, Cole, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Baker, Beach, Bridges, Cardwell, Conn, Coon, Patterson, Scott, Smith of Josephine, and Wright—10.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

Mr. Paxton moved that the rules be further suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cleeton, Cole, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Baker, Beach, Bridges, Cardwell, Conn, Coon, Patterson, Scott, Smith of Josephine, and Wright—10.

So the rules were suspended and the bill was read second time by title only.

The bill was ordered printed and referred to the committee on education.

House bill No. 189 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.



House bill No. 190 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 191 coming on for second reading, was read second time.

The bill was referred to the committee on assessment and taxation, with leave to report at any time.

House bill No. 192 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 194 coming on for second reading, was read second time.

The bill was referred to the committee on railways and transportation.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 31, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 100,—a bill for an act entitled an act to amend an act entitled an act to incorporate the town of Cornelius, in the county of Washington, state of Oregon, filed in the office of the secretary of state January 10, 1893.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

On motion of Mr. Bridges, the courtesies of the house were extended to Hon. W. A. Perkins, and he was invited to a seat within the bar.

House bill No. 195 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 196 coming on for second reading, was read second time.

The bill was referred to the committee on banking and insurance.

House bill No. 197 coming on for second reading, was read second time.

The bill was referred to the committee on banking and insurance.

House bill No. 198 coming on for second reading, was read second time.

The bill was referred to the committee on commerce.

House bill No. 199 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 200 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

Mr. Long moved that when the house meets this afternoon it take up the fifth order of business.

The motion prevailed.

House bill No. 310 was introduced by Mr. Sehlbrede, by request.

#### JOINT CONVENTION.

The joint convention of January 31, 1895, was called to order at 12 o'clock m. by the president of the senate, Hon. Joseph Simon.

The chief clerk of the senate called the roll of the senate and all the senators were present.

The chief clerk of the house called the roll of the house and all the representatives were present, except Representatives Conn and Scott, who were absent on account of sickness.

Representatives Conn and Scott were announced as being paired on the vote for United States senator.

On motion of Representative Myers, the reading of the journal of the proceedings of the joint convention of yesterday, the 30th instant, was dispensed with.

The president announced that as no person had received a majority of all the votes cast for United States senator for Oregon in the joint convention of yesterday, the 30th instant, there had been no election, and directed the calling of the roll of the joint convention for the purpose of voting for United States senator.

The roll was called, and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Beach, Blundell, Bridges, Brownell, Calbreath, Calvert, Cardwell, Carter, Cleeton, Cooper, Daly, David, Dawson, Denny, Gesner, Gowan, Gowdy, Hobson, Long, Maxwell, McCracken, McGinn, McGreer, Mintie, Moorhead, Myers, Patterson of Marion, Paxton, Price, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Templeton, Thompson, Woodard, Mr. Speaker, and Mr. President—42.

Those voting for Hon. J. K. Weatherford were: Messrs. Beckley, Butler, Cogswell, Huston, McAlister, Raley, Smith of Sherman, and Smith of Clatsop—8.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vandenburg, and Young—10.

Those voting for Hon. Binger Hermann were: Messrs. Alley,

Boothby, Burke, Hillegas, McClung, Patterson of Grant, Smith of Linn, and Wright—8.

Those voting for Hon. Wm. P. Lord were: Messrs. Barkley, Curtis, and Dunn—3.

Those voting for Hon. Geo. H. Williams were: Messrs. Baker, Cole, Coon, Gates, Guild, Hofer, Keyt, Lester, Lyle, Rinearson, and Tigard—11.

Those voting for Hon. S. A. Lowell were: Messrs. Davis, Gurdane, and Hope—3.

Those voting for Hon. J. B. Waldo were: Mr. Craig—1.

Those voting for Hon. F. A. Moore were: Mr. Gates—1.

Those voting for Hon. H. L. Barkley were: Mr. Johnson—1.

Absent—Messrs. Conn and Scott—2.

Total number of votes cast—88.

The president announced that as no person had received a majority of all the votes cast there had been no election.

Senator Raley moved that the joint convention proceed to take another ballot and to continue voting until five votes had been taken.

On motion of Representative Burke, the joint convention adjourned.

Mr. Cleeton moved to adjourn to 2 o'clock p. m.

Mr. Myers moved to amend to 3 o'clock p. m.

The amendment was lost.

The motion to adjourn prevailed.

R. E. MOODY,  
Chief clerk.

---

### AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 31, 1895. }

The house was called to order at 2 o'clock p. m., pursuant to adjournment, by the speaker.

The roll was called and all the members were present, except Messrs. Boothby, Burke, Burleigh, Conn, Craig, Dunn, Gates, Hofer, Keyt, Lyle, Paxton, Rinearson, Scott, Smith of Clackamas, and Wright.

Mr. Gates was granted leave of absence until tomorrow.

The chief clerk read telegrams from Congressmen W. R. Ellis and Binger Herman, as follows:

WASHINGTON, D. C., January 31, 1895.

*Hon. C. B. Moores, Salem, Oregon:*

Does the legislature favor extending time for payment of Pacific railroads' indebtedness to government, as provided by Reilly bill?

W. R. ELLIS.

WASHINGTON, D. C., January 31, 1895.

*Hon. C. B. Moores, Salem, Oregon:*

Has the legislature indicated its wish as to pending funding bill of Pacific railroads, or foreclosure or national ownership? Does it wish to offer suggestions? The vote here will be on Saturday.

BINGER HERMANN.

Mr. Curtis moved that a committee of three be appointed to inquire into the matter.

The motion prevailed.

The speaker appointed as such committee, Messrs. Curtis, Myers, and Calvert.

Mr. Boothby asked unanimous consent to withdraw house bill No. 93 and substitute in its stead another bill of the same tenor.

The request was granted.

Mr. Patterson moved that house bill No. 93 be recalled from the committee on agriculture.

The motion prevailed.

House bill No. 311 was introduced by Mr. Lyle.

Mr. Smith of Josephine moved to suspend the rules and take up the second order of business.

The motion was lost.

House bill No. 312 was introduced by Mr. Thompson.

House bill No. 313 was introduced by Mr. Huffman.

House bill No. 262. Mr. Long (by request). A bill for an act to amend an act entitled an act to confirm the location of the state agricultural college at Corvallis, in Benton county, Oregon, and to provide for the maintenance and government thereof.

The bill was read first time and passed to second reading without question.

House bill No. 263. Mr. Sehlbrede. A bill for an act to amend section 2338 of title I of chapter XI of Hill's annotated laws of Oregon, providing for the compensation of the clerk of the supreme court, and fixing the fees to be paid by litigants in the supreme court.

The bill was read first time and passed to second reading without question.

House bill No. 264. Mr. Sehlbrede. A bill for an act to amend an act entitled an act to amend section 2752 and to repeal sections 2730, 2735, 2736, 2737, 2753, 2754, 2755, 2756, and 2757 of the miscellaneous laws of Oregon, as compiled by W. Lair Hill, relating to the assessment of property and the collection of taxes, filed in the office of the secretary of state February 10, 1893.

Mr. Patterson moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were —

Messrs. Baker, Barkley, Beach, Boothby, Bridges, Buckman, Burke, Calvert, Cardwell, Cleeton, Cole, Conn, Cooper, Curtis, Daly, David, Davis, Gowdy, Guild, Gurdane, Hillegas, Hofer, Huffman, Jeffrey, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—47.

Nays — None.

Absent — Messrs. Blundell, Burleigh, Conn, Craig, Keyt, Dunn, Gates, Hope, Rinearson, Scott, Smith of Clackamas, Smith of Josephine, and Wright—13.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

House bill No. 266. Mr. Smith of Josephine. A bill for an act to establish a board of parol commissioners for the parol of and government of paroled prisoners.

The bill was read first time and passed to second reading without question.

House bill No. 267. Mr. Moorhead. A bill for an act to amend sections 49 and 59 of an act passed by the legislative assembly of the state of Oregon at its session in 1891, entitled an act fixing the time for holding elections, regulating the manner of conducting state, district, county, and precinct elections, prescribing the manner of making nominations of candidates, providing for printing and distributing ballots by public officers at public expense; to prevent frauds and punish crimes affecting the rights of suffrage; to repeal all of an act entitled an act to provide for the registration of voters, regulating the manner of conducting elections, providing for the prevention and punishment of frauds affecting the elective franchise, and repealing title I of chapter XIV of the miscellaneous laws of Oregon, approved February 24, 1885; to repeal all of an act entitled an act to amend sections 4, 10, 14, 15, and 24 of an act entitled an act to provide for the registration of voters, regulating the manner of

conducting elections, providing for the prevention and punishment of frauds affecting the elective franchise, and repealing title I of chapter XIV of the miscellaneous laws of Oregon, approved February 24, 1885, approved November 25, 1885; to repeal all of an act entitled an act to amend section 49 of an act entitled an act to provide for the registration of voters, regulating the manner of conducting elections, providing for the prevention and punishment of frauds affecting the elective franchise, and repealing title I of chapter XIV of the miscellaneous laws of Oregon, approved February 24, 1885, approved November 25, 1885; to repeal all of an act entitled an act relating to elections, approved October 19, 1872; to repeal sections 26, 27, and 28 of an act entitled an act relating to elections, and the mode of filling vacancies in office, approved October 29, 1870; to repeal all of an act entitled an act to amend section 2507 of Hill's annotated laws of Oregon, relating to elections and ballot paper, approved February 20, 1889; the same being identical with titles I and II of chapter XIV, sections 2499 to 2537, both inclusive, of the miscellaneous laws of Oregon, as compiled and annotated by Wm. Lair Hill, and to repeal all acts and parts of acts in conflict with this act.

Mr. Moorhead moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Hillegas, Hofer, Huffman, Jeffrey, Keyt, Lester, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Thompson, Tigard, Yates, Young, and Mr. Speaker—49.

Nays—None.

Absent—Messrs. Burleigh, Conn, Gates, Gurdane, Hope, Long, Rinearson, Scott, Smith of Clackamas, Templeton, and Wright—11.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

House bill No. 268. Mr. Smith of Polk. A bill for an act to amend section 16 of an act entitled an act to incorporate the town of Falls City, Polk county, Oregon, as filed in the office of secretary of state February 13, 1893.

The bill was read first time and passed to second reading without question.

Mr. Smith of Polk moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Buckman, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Hillegas, Hofer, Huffman, Jeffrey, Keyt, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—44.

Nays—None.

Absent—Messrs. Bridges, Burke, Burleigh, Calvert, Conn, Gates Gurdane, Hope, Lester, Long, Patterson, Paxton, Rinearson, Scott, Smith of Clackamas, and Wright—16.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the committee on corporations.

House bill No. 269. Mr. Wright. A bill for an act to prescribe the salaries of county assessors; to regulate the appointment of deputy assessors and their fees; to regulate the time in which the assessment shall be made; to fix the time in which the county and state boards of equalization shall perform their duties; to fix the time for the tax levy to be made; to fix the time within which the assessment and tax rolls shall be made and taxes shall be collected, and to prescribe the penalty for delinquent taxpayers.

The bill was read first time and passed to second reading without question.

House bill No. 270. Mr. Wright. A bill for an act to require the superintendent of the insane asylum to report to the county court of the county from whence a person is committed, the discharge or death of such person, and the cause thereof.

The bill was read first time and passed to second reading without question.

House bill No. 271. Mr. Wright. A bill for an act entitled an act to provide for the improvement of Grand Ronde river in Union county, and to appropriate money therefor.

The bill was read first time and passed to second reading without question.

House bill No. 273. Mr. Sehlbrede. A bill for an act to provide for the working of state convicts upon the public roads of the several counties of the state of Oregon.

The bill was read first time and passed to second reading without question.

House bill No. 274. Mr. Hofer. A bill for an act to license public corporations doing business in this state, and to prohibit the same from employing other than American citizens or persons who have declared their intention to become citizens.



The bill was read first time and passed to second reading without question.

Mr. Patterson moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Hillegas, Hofer, Hope, Huffman, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—45.

Nays—None.

Absent—Messrs. Bridges, Cleeton, Cole, Conn, Coon, Gates, Guild, Gurdane, Jeffrey, Patterson, Paxton, Rinearson, Scott, Smith of Polk, and Wright—15.

So the rules were suspended and the bill was read second time by title only.

The bill was ordered printed and referred to the committee on labor.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 31, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has adopted senate joint resolution No. 4 of the seventeenth biennial session, amending section 10, article XI of the constitution of the state of Oregon.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

#### SENATE JOINT RESOLUTION NO. 4.

[SEVENTEENTH BIENNIAL SESSION.]

*Resolved by the Senate, the House concurring,* That the following amendment to the constitution of the state of Oregon be and is hereby proposed: That section 10 of article XI of the constitution of the state of Oregon be and the same is hereby abrogated, and in lieu thereof section 10 of article XI shall be as follows:—

## ARTICLE XI.

Section 10. No county, city, town, school district, or other municipal corporation shall be allowed to become indebted in any manner or for any purpose to an amount, including present existing indebtedness, in the aggregate exceeding five per centum on the value of the taxable property therein, to be ascertained by the last assessment for the state and county taxes previous to the incurring of such indebtedness.

Adopted by the senate January 30, 1893.

C. W. FULTON,  
President of the senate.

Concurred in by the house February 2, 1893.

W. P. KEADY,  
Speaker of the house.

The resolution was laid over for one day.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 31, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has adopted senate joint resolution No. 13 of the seventeenth biennial session, to amend section 10 of article VII of the constitution of the state of Oregon.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

## SENATE JOINT RESOLUTION NO. 13.

*Be it resolved by the Senate, the House concurring,* That the following amendment to the constitution of the state of Oregon, in lieu of section 10 of article VII (seven), be and the same is hereby proposed, to wit:

Section 10. The legislative assembly may provide for the election of supreme and circuit judges in distinct classes, one of which classes shall consist of five (5) justices of the supreme court, who shall not perform circuit duty; and the other class shall consist of as many circuit judges as may be deemed necessary, who shall hold full terms, without allotment, and who shall take

the same oath as the supreme judges. The legislative assembly may create as many circuits as may be necessary.

Adopted by the senate February 15, 1893.

C. W. FULTON,  
President of the senate.

Concurred in by the house February 15, 1893.

W. P. KEADY,  
Speaker of the house.

The resolution was laid over for one day.

House bill No. 275. Mr. Boothby. A bill for an act to authorize and empower the governor, secretary of state, and state treasurer of the state of Oregon, and their successors in office, for, on, and in the name and behalf of the state of Oregon, to build, construct, operate, and maintain a portage railway between the highest and lowest points of the navigable waters of the Columbia river between The Dalles and Celilo, in Oregon, and to build and construct all necessary switches and approaches thereto, and to equip, run, operate, and perpetually maintain the same, and to sue for and condemn private property for all necessary purposes in any way connected therewith, and to charge and collect freights and fares thereon, and to appropriate money therefor.

The bill was read first time and passed to second reading without question.

On motion of Mr. Sehlbrede, the courtesies of the house were extended to Hon. J. C. Fullerton, and he was invited to a seat within the bar.

House bill No. 276. Mr. Patterson. A bill for an act entitled an act to establish a graded school in eastern Oregon, and to appropriate money therefor.

The bill was read first time and passed to second reading without question.

House bill No. 277. Mr. Cole. A bill for an act to provide for the acknowledgment of conveyances executed without the state of Oregon affecting the title to real property situated in the state of Oregon, and to provide for the acknowledgment of conveyances of real property on nonjudicial days.

The bill was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 31, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate

has passed senate joint memorial No. 3, to have Indian war veterans pensioned.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

SENATE JOINT MEMORIAL NO. 3.

Whereas during the years of 1847 and 1848 the pioneer settlers of the territory now embraced in the states of Oregon, Washington, and Idaho, and then under a provisional government, organized by the settlers, were called upon to face a general Indian war, and to prevent the annihilation of the whites,—residents within that territory. This war, known as the Cayuse war, was fought to a successful termination by said settlers, and with arms, ammunition, horses, equipment, and provisions furnished by themselves through a winter campaign in which they suffered untold hardships through lack of proper equipment and food. These men were not regularly mustered. The lack of that formality was due to the fact that no qualified officers of the United States were existent in the territory to administer the proper forms, and, furthermore, the emergency of the situation called for immediate action. Proper official and authentic muster rolls and returns are existent upon the files of the secretary of the state of Oregon; and whereas during the years of 1855 and 1856 the settlers were again called upon to protect the settlements upon both the Yakima and Rogue rivers from the savages; and whereas these services, expenses, and hardships, so incurred by these pioneer settlers, as above stated, resulted in the prevention of the horrible massacres, if not annihilation, that otherwise would have resulted but for the prompt and efficient action on the part of these brave men; therefore, the senate and house of representatives of the state of Oregon, in legislature assembled, respectfully memorialize the honorable senate and house of representatives of the United States, and request them to enact a law, or to insert and include in any act which is now or which may be hereafter before that honorable body granting a pension to any person or persons for services during any of the wars of the United States, the names of those men who were engaged in the Indian wars of 1847 and 1848, known as the Cayuse war, and of 1855 and 1856, known as the Yakima and Rogue-river war, as shown by records, muster rolls, and returns on file in the office of the secretary of state of Oregon, whereby pensions shall be granted to those who fought in said Indian wars equal in amount to those pensions granted to Mexi-

can war soldiers. And we further request our senators and representatives in the congress of the United States to use any and all honorable means to secure a pension to the men herein mentioned. The secretary of state is hereby ordered to send three certified copies of this memorial to each of the senators and representatives of this state in the congress of the United States, and to the chief clerks of the United States senate and United States house of representatives.

On motion of Mr. Wright, the memorial was referred to the committee on federal relations.

House bill No. 278. Mr. Beach. A bill for an act to provide for the purchase of Clifford automatic ballot machines for use at elections in this state, and to appropriate money therefor.

The bill was read first time and passed to second reading without question.

Mr. Burke moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Lyle, McCracken, McGreer, Moorhead, Nealon, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tiggard, Wright, Yates, and Young—45.

Nays—None.

Absent—Messrs. Bridges, Conn, Coon, Gates, Gurdane, Long, Mintie, Myers, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Smith of Clackamas, and Mr. Speaker—15.

So the rules were suspended and the bill was read second time by title only.

The bill was ordered printed and referred to the committee on elections.

House bill No. 279. Mr. Lester. A bill for an act to amend an act for the extirpation of the Canada thistle.

The bill was read first time and passed to second reading without question.

House bill No. 280. Mr. Lester. A bill for an act to amend section 4097, title I, chapter LXXVI of Hill's annotated laws of Oregon, relating to the duties of supervisors of county roads.

The bill was read first time and passed to second reading without question.

House bill No. 281. Mr. Smith of Josephine. A bill for an act to provide for and regulate the manner of acquiring rights to water by appropriation.

The bill was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 31, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 2,—a bill to repeal sections 1, 2, 3, 4, 5, and 6 of an act for the employment of convict labor, and to repeal sections 3862, 3863, 3864, 3865, 3866, 3867, 3868, and 3869 of title I, chapter LXV of the miscellaneous laws of Oregon, and to transfer all funds in connection therewith to the general fund.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

House bill No. 282. Mr. Smith of Josephine. A bill for an act to provide for the taking, administering, and certifying an oath or affidavit in support of pension vouchers by the officers of the state authorized to perform such acts without charge.

The bill was read first time and passed to second reading without question.

House bill No. 283. Mr. Gates. A bill for an act to amend an act entitled an act to incorporate the city of Forest Grove, and to repeal an act entitled an act to incorporate the town of Forest Grove, in the county of Washington, and to repeal all acts and parts of acts in conflict therewith, approved February 25, 1885, filed in the office of the secretary of state February 21, 1891; and to repeal an act entitled an act to amend an act entitled an act to incorporate the city of Forest Grove, and to repeal an act entitled an act to incorporate the town of Forest Grove, in the county of Washington, and to repeal all acts and parts of acts in conflict therewith, approved February 25, 1885, filed in the office of the secretary of state —, 1893.

Mr. Yates moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Moorhead, Myers, Nealon, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart,

Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, and Young—47.

Nays—None.

Absent—Messrs. Beach, Blundell, Bridges, Conn, Gates, Gurdane, Lyle, Mintie, Patterson, Paxton, Scott, Wright, and Mr. Speaker—13.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

House bill No. 284. Mr. Smith of Polk. A bill for an act to amend section 42 of title IV of the school laws of Oregon.

The bill was read first time and passed to second reading without question.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 31, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 115,—a bill for an act to amend an act entitled an act to amend section 18 of an act entitled an act to incorporate the town of Fossil, in Gilliam county, Oregon, as filed in the office of the secretary of state February 18, 1891.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

Mr. David moved that the rules be suspended and that senate bill No. 115 be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Hofer, Huffman, Jeffrey, Lester, Long, McCracken, McGreer, Moorhead, Myers, Nealon, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, and Young—43.

Nays—None.

Absent—Messrs. Baker, Beach, Bridges, Conn, Cooper, Gates, Gurdane, Hillegas, Hope, Keyt, Lyle, Mintie, Patterson, Paxton, Scott, Wright, and Mr. Speaker—17.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

Mr. David moved that the rules be further suspended and that the bill be read second time now and by title only.



On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Buckman, Burke, Calvert, Cardwell, Cleeton, Cole, Coon, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Hillegas, Hofer, Huffman, Jeffrey, Lester, Long, McCracken, McGreer, Moorhead, Myers, Nealon, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, and Young—44.

Nays—None.

Absent—Messrs. Beach, Bridges, Burleigh, Conn, Cooper, Gates, Gurdane, Hope, Keyt, Lyle, Mintie, Patterson, Paxton, Scott, Wright, and Mr. Speaker—16.

So the rules were suspended and the bill was read second time by title only.

On motion of Mr. David, the bill was referred to the committee on corporations.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 31, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that the senate has passed senate bill No. 7,—a bill for an act to prevent the title to streets and other public property of cities and towns, and also county roads, being lost by statute of limitation.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 31, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that the senate has passed senate bill No. 28,—a bill for an act to amend section 3 of the code of criminal procedure, approved October 19, 1864, relating to definition of crime.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

House bill No. 285. Mr. Patterson. A bill for an act to provide for the division of taxes among counties where stock are herded.

The bill was read first time and passed to second reading without question.

House bill No. 286. Mr. Sehlbrede. A bill for an act to aid the county court of Douglas county to complete and maintain a wagon road to the Bohemia mining district in Douglas county, Oregon.

The bill was read first time and passed to second reading without question.

House bill No. 287. Mr. McGreer. A bill for an act for the relief of Wasco county and for the reimbursement of said county for money paid to the state as taxes upon property on which said county could collect no taxes by reason of erroneous assessment.

The bill was read first time and passed to second reading without question.

House bill No. 288. Mr. Jeffrey. A bill for an act to amend section 4065, title I, chapter LXXVI of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill.

The bill was read first time and passed to second reading without question.

Mr. Yates moved that the rules be suspended and that senate bill No. 51 be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Hillegas, Hofer, Huffman, Jeffrey, Lester, McCracken, McGreer, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Linn, Templeton, Thompson, Tigard, and Yates—44.

Nays—None.

Absent—Messrs. Bridges, Conn, Gates, Gurdane, Hope, Keyt, Long, Lyle, Mintie, Scott, Sehlbrede, Smith of Polk, Smith of Josephine, Wright, Young, and Mr. Speaker—16.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

Mr. Yates moved that the rules be further suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer,

Moorhead, Myers, Nealon, Paxton, Rinearson, Shutrum, Stanley, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, and Yates—45.

Nays—None.

Absent—Messrs. Baker, Blundell, Bridges, Conn, Gates, Lyle, Mintie, Patterson, Scott, Sehlbrede, Stewart, Smith of Clackamas, Wright, Young, and Mr. Speaker—15.

So the rules were suspended and the bill was read second time by title only.

On motion of Mr. Yates, the bill was considered engrossed and passed to third reading.

Mr. Yates moved that the rules be further suspended and that the bill be read third time now and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Moorhead, Nealon, Rinearson, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, and Yates—44.

Nays—None.

Absent—Messrs. Blundell, Bridges, Conn, Gates, Lyle, Mintie, Myers, Patterson, Paxton, Scott, Sehlbrede, Smith of Clackamas, Smith of Josephine, Wright, Young, and Mr. Speaker—16.

So the rules were suspended and the bill was read third time and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Davis, Dunn, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Keyt, Lester, Long, McCracken, McGreer, Moorhead, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, and Yates—44.

Nays—None.

Absent—Messrs. Beach, Bridges, Conn, Daly, David, Gates, Jeffrey, Lyle, Mintie, Myers, Scott, Smith of Clackamas, Smith of Josephine, Wright, Young, and Mr. Speaker—16.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 31, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that the senate has passed senate bill No. 112,—a bill for an act to require the superintendent of the insane asylum to report to the county court of the county from whence a person is committed, the discharge or death of such person, and the cause thereof.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 31, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that the senate has passed senate bill No. 42,—a bill for an act to prevent the sale, gift, or barter of firearms to minors under the age of sixteen years.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 31, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that the senate has passed senate bill No. 182,—a bill for an act to amend an act entitled an act to incorporate the town of Florence, Lane county, state of Oregon.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

House bill No. 289. Mr. David. A bill for an act to establish a graded school in the central part of eastern Oregon.

Mr. Dunn moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Long, Lyle, McCracken, McGreer, Nealon, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—46.

Nays—None.

Absent—Messrs. Bridges, Cardwell, Conn, Gates, Guild, Lester, Mintie, Moorhead, Myers, Patterson, Scott, Smith of Clackamas, Smith of Josephine, and Wright—14.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

House bill No. 290. Mr. Calvert. A bill for an act to incorporate the city of Hubbard, in Marion county, and to repeal an act entitled an act to incorporate the town of Hubbard, Marion county, state of Oregon, filed in the office of the secretary of state February 18, 1891.

Mr. Calvert moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Long, McCracken, McGreer, Moorhead, Myers, Nealon, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Thompson, Tigard, Yates, and Young—45.

Nays—None.

Absent—Messrs. Bridges, Cardwell, Conn, Gates, Guild, Lester, Lyle, Mintie, Patterson, Scott, Smith of Clackamas, Smith of Josephine, Templeton, Wright, and Mr. Speaker—15.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

On motion it was ordered the bill be not printed.

House bill No. 291. Mr. Rinearson. A bill for an act to regulate the creation of new counties.

The bill was read first time and passed to second reading without question.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 31, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 33,—a bill for an act to amend section, 143, title XV, chapter I of the code of civil procedure, relating to attachments, being section 145 of Hill's annotated laws of Oregon.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 31, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 31,—a bill for an act to amend section 159, title XV, chapter I, of the code of civil procedure, relating to attachments.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
January 31, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 13,—a bill for an act entitled an act to amend section 1733 of chapter XI of title XI of the criminal code of Oregon, as compiled and annotated by Wm. Lair Hill.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

House bill No. 292. Mr. Young. A bill for an act for the relief of Baker county.

The bill was read first time and passed to second reading without question.

House bill No. 293. Mr. Patterson. A bill for an act to provide compensation for deputy clerks in the counties of Crook, Harney, Grant, and Morrow.

The bill was read first time and passed to second reading without question.

House bill No. 294. Mr. Craig. A bill for an act to provide for the protection of grouse, quail, ringnecked or China pheasant, silver pheasants, golden pheasants, copper pheasants, green Japanese pheasants, bobwhite, and valley quail within the state of Oregon.

The bill was read first time and passed to second reading without question.

House bill No. 295. Mr. Smith of Josephine. A bill for an act to amend section 57 of W. Lair Hill's annotated laws of Oregon, relating to publication of summons.

The bill was read first time and passed to second reading without question.

House bill No. 296. Mr. Hofer. A bill for an act to provide for the election of road supervisors by the legal electors of the road district, and to provide for the apportionment of all taxes levied for road purposes according to the assessed valuation of the property within the district.

The bill was read first time and passed to second reading without question.

House bill No. 297. Mr. Paxton. A bill for an act to protect chinook, steelhead, blueback, silverside, and all other species of salmon in the state of Oregon, and upon all waters over which the state has concurrent jurisdiction; regulating fish traps, weirs, pound nets, gill nets, set nets, fish wheels, seines, or other appliances or gear for catching chinook, steelhead, blueback, silverside, or other species of salmon on or in the waters within the said state or over which the state has concurrent jurisdiction; providing for the licensing thereof and the disposition of the funds arising therefrom; providing for the appointment of a fish commissioner, defining his duties and fixing his salary; and to repeal sections 3499, 3500, 3501, 3502, 3503, 3504, 3505 of title III, chapter XLII of the laws of Oregon, as compiled and annotated by Wm. Lair Hill; and to repeal an act entitled "An act to protect and promote the fishing industry of the state of Oregon, and to collect money from certain persons engaged in said industry to be used to protect and promote the same," filed in the office of the secretary of state February 16, 1891; and to repeal an act entitled "An act to provide for a more effective protection of game, fish, and song birds, for the appointment of a game and



fish protector, and to define his duties;" and to repeal an act entitled "An act to provide for the propagation and preservation of salmon and food fishes in the public waters of the state of Oregon, including so much of the streams which form common boundaries between said state and adjacent territories, and appropriating money therefor;" also for the appointment of a fish commissioner, approved February 18, 1887, filed in the office of the secretary of state February 22, 1893; and to repeal an act entitled "An act to protect salmon and other food fishes in the state of Oregon, and upon all waters upon which this state has concurrent jurisdiction, and to repeal sections 3489, 3490, 3491, 3492, 3493, 3494, 3495, 3496, 3497, and 3498 of Hill's annotated laws of Oregon," approved February 16, 1891.

Mr. Curtis moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Buckman, Burke, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, David, Davis, Dunn, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Long, Lyle, McCracken, McGreer, Moorhead, Nealon, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Bridges, Burleigh, Conn, Daly, Gates, Lester, Mintie, Myers, Patterson, Rinearson, Scott, and Wright—12.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

House bill No. 298. Mr. Sehlbrede. A bill for an act for the erection of additional buildings and the making of improvements for the Oregon soldiers' home, and to make an appropriation therefor.

The bill was read first time and passed to second reading without question.

House bill No. 299. Mr. Beach (by request). A bill for an act to amend section 303 of Hill's annotated laws of Oregon, and second edition of the miscellaneous laws of Oregon of 1892, as compiled and annotated by William Lair Hill, pertaining to the redemption of real property sold upon execution.

The bill was read first time and passed to second reading without question.

House bill No. 300. Mr. Smith of Josephine. A bill for an act to provide for the hearing of an application for a receiver on a temporary injunction upon written evidence only.

The bill was read first time and passed to second reading without question.

House bill No. 301. Mr. Barkley. A bill for an act fixing the compensation and mode of payment thereof of county assessors; to provide for the appointment of county assessors, and to provide for the appointment of deputy assessors; and to provide additional compensation for the years during which the census enumeration is required by law to be prepared.

The bill was read first time and passed to second reading without question.

House bill No. 302. Mr. Cleeton. A bill for an act to regulate the appointment of receivers and to require a bond upon their appointment to protect the parties interested.

The bill was read first time and passed to second reading without question.

House bill No. 303. Mr. Gates. A bill for an act requiring railroads to furnish waiting-rooms in depots; also to furnish bulletin boards in the waiting-rooms; to supply suitable and sufficient accommodation for passengers in cars.

The bill was read first time and passed to second reading without question.

House bill No. 304. Mr. Gates. A bill for an act to amend sections 4003 and 4007, chapter LXXII, title I of Hill's annotated laws of Oregon.

The bill was read first time and passed to second reading without question.

House bill No. 305. Mr. Craig. A bill for an act to create the office of moral director and to define his duties.

Mr. Yates made objection to the bill, and the speaker called for the ayes and nays upon the rejection of the bill.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Boothby, Calvert, Curtis, Hillegas, and Hope—5.

Nays—Messrs. Baker, Barkley, Beach, Blundell, Buckman, Burke, Burleigh, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Daly, David, Davis, Dunn, Gowdy, Guild, Gurdane, Hofer, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Moorhead, Myers, Nealon, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—46.

Absent—Messrs. Bridges, Conn, Gates, Huffman, Mintie, Patterson, Rinearson, Scott, and Smith of Clackamas—9.

So the bill was rejected.

Mr. Long, chairman of the committee on resolutions, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 31, 1895. }

*Mr. Speaker:*

Your committee on resolutions, to whom was referred house resolution No. 25, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it be adopted, when amended to read as recommended; except the last two clauses, upon which the committee were divided, and the same is submitted to the house for its consideration.

J. M. LONG,  
Chairman.

## HOUSE RESOLUTION NO. 25.

*Resolved*, That the employés of the house be paid the following compensation: Chief clerk, twelve dollars per day; journal clerk, ten dollars per day; calendar clerk, ten dollars per day; reading clerk, ten dollars per day; mailing clerk, four dollars per day; sergeant-at-arms, four dollars per day; doorkeeper, three dollars per day; assistant doorkeeper, three dollars per day; pages, each, two dollars and fifty cents per day. Clerks for the standing committees of the house: Agriculture, alcoholic traffic, banking and insurance, claims, capitol building and grounds, commerce, counties, corporations, education, elections, federal relations, fisheries and game, food and dairy products, horticulture, Indian affairs, internal improvements, irrigation, labor, manufactures, medicine and pharmacy, military affairs, mining, penal, reformatory, and charitable institutions, printing, public lands, public morals, public library, railways and transportation, roads and highways, rules and joint rules, salaries and mileage, statistics and immigration, Multnomah delegation, committee on resolutions, salaries and compensation of state and county officers, shall each receive not to exceed three dollars per day for the time actually employed as clerks on each of the committees. Committee on assessment and taxation: that the chief clerk on this committee shall receive five dollars per day, and other clerks shall receive three dollars per day for the time actually employed. Committee on judiciary: that the two clerks on this committee shall receive five dollars per day for the time actually employed. Committee on railways and transportation: that the chief clerk shall receive a compensation not to exceed five dollars per day, and other clerks three dollars per day for the time actually employed. Committee on ways and means: the two clerks each to receive a compensation

not to exceed five dollars per day for the time actually employed. Committee on engrossed bills: the chief clerk shall receive a compensation not to exceed five dollars per day; all other clerks three dollars per day for the time actually employed. Committee on enrolled bills: the chief clerk shall receive four dollars per day; assistant clerk, four dollars per day; all other clerks three dollars per day for the time actually employed. That the committee on education be allowed three clerks at three dollars per day for the time actually employed. That the Multnomah delegation be allowed three clerks at three dollars per day for the time actually employed.

Mr. Burke offered the following amendment:—

#### AMENDMENT.

That the committee on assessment and taxation be allowed two additional clerks at a compensation not to exceed three dollars per day.

Speaker Moores, while out of the chair, moved that the report and amendment be made a special order of business at 2 o'clock p. m. tomorrow.

The motion prevailed.

Mr. Moores introduced house resolution No. 31.

#### HOUSE RESOLUTION NO. 31.

*Resolved*, That the secretary of state be instructed to draw no warrant in favor of any clerk of any committee of this house for services rendered as such clerk until after presentation by said clerk of a certificate signed by the chairman of the committee by whom he has been employed, setting forth in full the number of days' service he has rendered as such clerk; that full and efficient service has been rendered upon each day for which compensation is claimed; that said clerk was not during the time for which charge is rendered employed in any other service; that such service of said clerk, for which charge is so made, was absolutely required for the efficient and economical discharge of the work of his committee; and that the employment of such clerk was specifically authorized by the house prior to the first date for which said clerk may claim compensation.

*Resolved, further*, That the chief clerk is hereby instructed to forward a copy of this resolution to the secretary of state.

On motion of Mr. Wright, the resolution was made a special order at 2 o'clock p. m. tomorrow.

On motion of Mr. Cleeton the house adjourned.

R. E. MOODY,  
Chief Clerk.

FRIDAY, FEBRUARY 1, 1895.

## MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 1, 1895. }

The house was called to order at 9:30 o'clock a. m., pursuant to adjournment, by the speaker.

The session was opened with prayer by Rev. Mr. Templeton of Salem.

The roll was called, and all the members were present, except Messrs. Beach, Boothby, Cole, Conn, David, Gurdane, Long, Lyle, McCracken, Paxton, Scott, Sehlbrede, and Wright.

On motion of Mr. Curtis, the reading of the journal was dispensed with.

Mr. Hofer, chairman of the committee on revision and correction of journal, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 1, 1895. }

*Mr. Speaker:*

Your committee on revision and correction of journal, to whom was referred the journal of January 30th, beg leave to report that we have had the same under consideration, and respectfully report back to the house that we have examined the same and find it correct.

E. HOFER,  
 Chairman.

On motion of Mr. Hofer, the report was adopted.

House bill No. 314 was introduced by Mr. Conn.

Mr. Curtis, chairman of the special committee, to whom was referred the telegrams from Congressmen Hermann and Ellis, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 1, 1895. }

*Mr. Speaker:*

We, your special committee, to whom was referred the tele-

grams from Hon. Binger Hermann and Hon. W. R. Ellis, beg leave to report that we have had the same under consideration and respectfully report the same back to the house with the accompanying resolution.

C. J. CURTIS,  
Chairman.

HOUSE CONCURRENT RESOLUTION NO. 27.

Whereas there is now pending before the congress of the United States a bill funding the indebtedness of certain railroad corporations, and extending the time for payment of the amounts of money due the government of the United States; therefore, be it

*Resolved by the House, the Senate concurring,* That our senators and representatives in congress be and they are hereby requested to vote against such funding bill, and that the government, through its proper officials, commence foreclosure proceedings against each of such railroads so indebted to the United States, but that they oppose any legislation tending to the government ownership of railroads.

*Resolved,* That the secretary of state be and he is hereby instructed to telegraph a copy of these resolutions to our representatives in congress.

Hr. Hofer moved to adopt the resolution.

Mr. Burleigh moved to amend by striking out the "government ownership" clause.

Mr. Burleigh moved the adoption of the amendment.

Mr. Hofer moved the previous question.

The motion prevailed.

Messrs. Nealon and Jeffrey demanded the ayes and nays.

On the adoption of the amendment the roll was called and the vote was:

Those voting aye were—

Messrs. Buckman, Burleigh, Curtis, Davis, Hofer, Huffman, Jeffrey, Nealon, Patterson, Stewart, Smith of Linn, and Tigard—12.

Nays—Messrs. Baker, Barkley, Beach, Blundell, Bridges, Burke, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Daly, David, Dunn, Gates, Gowdy, Hillegas, Hope, Keyt, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Rinearson, Sehlbrede, Shutrum, Stanley, Smith of Clackamas, Smith of Polk, Smith of Josephine, Templeton, Thompson, Yates, and Mr. Speaker—38.

Absent—Messrs. Boothby, Conn, Guild, Gurdane, Lester, Lyle, Paxton, Scott, Young, and Wright—10.

The amendment was lost.

The motion to adopt prevailed.

Mr. Sehlbrede, chairman of committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 31, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 149, beg leave to report that we have had the same under consideration, and respectfully report it back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

House bill No. 315 was introduced by Mr. Blundell.

House bill No. 316 was introduced Mr. Smith of Polk.

Unanimous consent being given, Mr. Dunn introduced house concurrent resolution No. 28.

## HOUSE CONCURRENT RESOLUTION NO. 28.

*Resolved by the House, the Senate concurring,* That all committees that have been appointed or may hereafter be appointed by this legislature for the purpose of visiting places or buildings designated, shall be allowed their actual traveling expenses and no more; *provided*, that no person or persons shall receive any compensation until he or they shall have filed with the secretary of state a sworn statement of his or their actual expenses; *provided further*, that all distances traveled on passes shall not be considered in estimating expenses.

The resolution was referred to the committee on resolutions.

Mr. Cooper, chairman of the special committee, consisting of the delegation from Benton and Lincoln counties, to whom was referred house bill No. 122, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 31, 1895. }

*Mr. Speaker:*

Your special committee, consisting of the delegation from Benton and Lincoln counties, to whom was referred house bill No. 122, beg leave to report that we have had the same under con-



sideration, and respectfully report it back to the house with the attached bill as a substitute, and recommend that the substitute do pass.

THOS. H. COOPER,  
Chairman.

Mr. Cooper moved that the rules be suspended and that house bill No. 122 be considered engrossed, read third time now, and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Bridges, Buckman, Burke, Burleigh, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Baker, Boothby, Calvert, Conn, Guild, Gurdane, Long, Patterson, Paxton, Scott, Smith of Josephine, and Wright—12.

So the rules were suspended and the bill considered engrossed, read third time, and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Baker, Boothby, Bridges, Conn, Guild, Gurdane, Long, Scott, Smith of Josephine, and Wright—10.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 306. Mr. Curtis. A bill for an act to amend an act entitled an act to make counties liable for loss or damage sustained in consequence of defective and dangerous county roads and bridges.

The bill was read first time and passed to second reading without question.

House bill No. 307. Mr. Smith of Josephine. A bill for an act entitled an act to provide for the location and construction of a branch insane asylum in southern Oregon, and appropriating money therefor.

The bill was read first time and passed to second reading without question.

House bill No. 308. Mr. Smith of Josephine. A bill for an act defining and regulating mining partnerships.

The bill was read first time and passed to second reading without question.

Mr. McCracken introduced house resolution No. 32.

#### HOUSE RESOLUTION NO. 32.

*Resolved*, That when this house adjourns at the termination of this afternoon session it adjourns to meet at 8 o'clock this evening.

*Resolved*, That all bills relating to charters of incorporated cities or incorporation of cities be made a special order for 8 o'clock this evening.

Mr. McCracken moved the adoption of the resolution.

The motion was lost.

Mr. Burleigh moved that when the house adjourns it adjourns to 2 o'clock p. m.

The motion prevailed.

Mr. Cleeton moved to reconsider the vote on house resolution No. 32.

The motion prevailed.

Mr. McCracken moved the adoption of the resolution.

Mr. Smith of Polk moved to amend the resolution by making the hour of meeting at 7:30 o'clock p. m.

Mr. McCracken accepted the amendment.

The resolution was then adopted.

House bill No. 310. Mr. Sehlbrede (by request). A bill for an act to amend section 2608 of Hill's annotated laws of Oregon.

The bill was read first time and passed to second reading without question.

House bill No. 311. Mr. Lyle. A bill for an act to create the county of Sutton, and to fix the salaries of the various officers thereof.

Mr. Gowdy moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Beach, Blundell, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Coon, Cooper, Craig, Curtis, Daly, David, Dunn, Gowdy, Guild, Hillegas, Hofer, Hope, Huffman, Keyt, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Sehlbrede, Shutrum, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Young, and Mr. Speaker—42.

Nays—None.

Absent—Messrs. Baker, Barkley, Boothby, Cole, Conn, Davis, Gates, Gurdane, Jeffrey, Lester, Lyle, Patterson, Paxton, Rinearson, Scott, Stanley, Yates, and Wright—18.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

The special committee, consisting of the delegation from Clatsop county, to whom was referred house bill No. 57, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
January 28, 1895. }

*Mr. Speaker:*

Your special committee, consisting of the delegation from Clatsop county, to whom was referred house bill No. 57, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

C. J. CURTIS.  
C. F. LESTER.

On motion of Mr. Curtis, the report was adopted.

The special committee, consisting of the delegation from Clatsop county, to whom was referred house bill No. 142, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
January 28, 1895. }

*Mr. Speaker:*

Your special committee, consisting of the delegation from Clatsop county, to whom was referred house bill No. 142, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

C. J. CURTIS.  
C. F. LESTER.

On motion of Mr. Curtis, the report was adopted.

House bill No. 312. Mr. Thompson. A bill for an act entitled an act to provide for the selection of school indemnity lands in lieu of lands lost to the state within the boundaries of the Cascade timber reserve and for the sale thereof, and to fix the price of school lands in the sixteenth and thirty-sixth sections regularly belonging to the state.

Mr. Thompson moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Hillegas, Hofer, Hope, Jeffrey, Keyt, Long, McCracken, McGreer, Moorhead, Myers, Nealon, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Young, and Mr. Speaker—42.

Nays—None.

Absent—Messrs. Baker, Beach, Blundell, Boothby, Cole, Conn, Gates, Gurdane, Huffman, Lester, Lyle, Mintie, Patterson, Paxton, Rinearson, Scott, Wright, and Yates—18.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 1, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has adopted house joint memorial No. 2.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

House bill No. 313. Mr. Huffman. A bill for an act to definitely locate the boundary line between Union and Umatilla counties.

The bill was read first time and passed to second reading without question.

House bill No. 314. Mr. Conn. A bill for an act for the relief of certain parties who have heretofore purchased swamp lands of the state of Oregon to which the state is unable to give title.

The bill was read first time and passed to second reading without question.

House bill No. 315. Mr. Blundell. A bill for an act to amend an act entitled an act to secure a more convenient mode of making assessments and of collecting and of paying taxes, and to amend section 2794 of the general laws of Oregon, as compiled by W. Lair Hill, filed in the office of the secretary of state February 21, 1893.

Mr. Barkley moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Blundell, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Hillegas, Hope, Huffman, Jeffrey, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Tigard, Young, and Mr. Speaker—43.

Nays—None.

Absent—Messrs. Baker, Beach, Boothby, Cole, Conn, Gates, Guild, Gurdane, Hofer, Keyt, Lyle, Myers, Rinearson, Scott, Thompson, Wright, and Yates—17.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

House bill No. 316. Mr. Smith of Polk. A bill for an act to provide a better system and more convenient means for collecting and paying the taxes, and to amend title number VI of chapter number XVII, as compiled by W. Lair Hill, relating to the collecting of taxes, and to amend section number 2461 of title number IV of chapter number X of the laws of Oregon, relating to the appointment of deputies of the county treasurer; and to repeal an act entitled an act to amend section number 2797 of title number VI of chapter number XVII, of the laws of Oregon, as compiled by W. Lair Hill, approved February 25, 1889, on page 109 of the session laws of Oregon for the year 1889, and to repeal section number 2841 of title number VII of chapter number XVII, as compiled by W. Lair Hill, and to amend sections numbers 2842, 2850, and 2851 of title number VII of chapter number XVII of the laws of Oregon, as compiled by W. Lair Hill, and to repeal sections numbers 6, 7, and 8 of an act entitled an act to secure a more convenient mode of making assessments, and collecting and paying taxes, and to amend section number 2794 of the general laws of Oregon, as compiled by W. Lair Hill, which act was filed in the office of the secretary of state February 21, 1893, the same being on pages 116, 117, and 118 of the session laws of Oregon for 1893.

Mr. Smith of Polk moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Coon, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Hillegas, Hope, Huffman, Jeffrey, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Tigard, Wright, Yates, Young, and Mr. Speaker—45.

Nays—None.

Absent—Messrs. Beach, Boothby, Cole, Conn, Cooper, Gurdane, Hofer, Keyt, Lyle, Myers, Nealon, Patterson, Paxton, Scott, and Thompson—15.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

# MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 1, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed house bill No. 24.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

The house took up the sixth order of business.

House bill No. 201 coming on for second reading, was read second time.

The bill was referred to the committee on railway and transportation.

House bill No. 202 coming on for second reading, was read second time.

The bill was referred to the committee on medicine and pharmacy.

House bill No. 203 coming on for second reading, was read second time.

The bill was referred to the committee on counties.

House bill No. 204 coming on for second reading, was read second time.

The bill was referred to the committee on assessment and taxation.

House bill No. 205 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 206 coming on for second reading, was read second time.

The bill was referred to the committee on labor.

House bill No. 207 coming on for second reading, was read second time.

The bill was referred to the committee on mining.

House bill No. 208 coming on for second reading, was read second time.

The bill was referred to the committee on assessment and taxation.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 1, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has reconsidered the vote by which house joint memorial No. 2 was passed, and respectfully ask the same be returned to the senate.

WALTER SINCLAIR,  
Chief clerk.

Mr. Smith, chairman of committee on federal relations, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 1, 1895. }

*Mr. Speaker:*

Your committee on federal relations, to whom was referred senate joint memorial No. 3, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it be not adopted for the reason that house joint memorial No. 6 contains the same subject matter and is more complete.

IRA S. SMITH,  
Chairman.

On motion of Mr. Smith of Polk, the report was adopted.

House bill No. 209 coming on for second reading, was read second time.



The bill was referred to the committee on assessment and taxation.

House bill No. 210 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 211 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 212 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 1, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has concurred in house joint memorial No. 1.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

House bill No. 213 coming on for second reading, was read second time.

The bill was referred to the committee on fisheries and game.

House bill No. 214 coming on for second reading, Mr. David moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Guild, Gurdane, Hillegas, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Nealon, Patterson, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Wright, Young, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Conn, Gowdy, Hofer, Hope, Myers, Paxton, Scott, Smith of Josephine, and Yates—9.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the committee on counties.

House bill No. 215 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 216 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 217 coming on for second reading, was read second time.

The bill was referred to the committee on elections.

House bill No. 218 coming on for second reading, was read second time.

The bill was referred to the committee on elections.

House bill No. 219 coming on for second reading, was read second time.

The bill was referred to the committee on railways and transportation.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 1, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 103,—a bill for an act entitled an act to amend sections 2 and 16, and subdivision 2 of section 24 of an act entitled an act to incorporate the town of Burns.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

House bill No. 220 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 221 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

#### JOINT CONVENTION.

The joint convention of February 1, 1895, was called to order at 12 o'clock m. by the president of the senate, Hon. Joseph Simon.

The chief clerk of the senate called the roll of the senate, and all the senators were present.

The chief clerk of the house called the roll of the house, and all the members were present, except Representatives Conn and Scott, who were absent on account of sickness.

Representatives Conn and Scott were announced as being paired on the vote for United States senator.

There being no objection, the reading of the journal of the joint convention of yesterday, the 31st ultimo, was dispensed with.

The president announced that as no person had received a majority of all the votes cast for United States senator for Oregon in the joint convention of both houses on January 31, 1895, there had been no election, and directed the calling of the roll of the joint convention for the purpose of voting for United States senator.

The roll was called and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Beach, Blundell, Bridges, Brownell, Calbreath, Calvert, Cardwell, Carter, Cleeton, Cooper, Daly, David, Dawson, Denny, Gesner, Gowan, Gowdy, Hobson, Long, Maxwell, McCracken, McGinn, McGreer, Mintie, Moorhead, Myers, Patterson of Marion, Paxton, Price, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Templeton, Thompson, Woodard, Mr. Speaker, and Mr. President—42.

Those voting for Hon. J. K. Weatherford were: Messrs. Beckley, Butler, Cogswell, Huston, McAlister, Raley, Smith of Sherman, and Smith of Clatsop—8.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vanderburg, and Young—10.

Those voting for Hon. Binger Hermann were: Messrs. Alley, Boothby, Craig, Hillegas, McClung, Patterson of Grant, Smith of Linn, Wright, and Yates—9.

Those voting for Hon. Wm. P. Lord were: Messrs. Barkley, Curtis, and Dunn—3.

Those voting for Hon. Geo. H. Williams were: Messrs. Baker, Burke, Cole, Coon, Gates, Guild, Hofer, Johnson, Keyt, Lester, Lyle, Rinearson, and Tigard—13.

Those voting for Hon. S. A. Lowell were: Messrs. Davis, Gurdane, and Hope—3.

Absent—Messrs. Conn and Scott—2.

Total number of votes cast—88.

The president announced that as no person had received a majority of all the votes cast there had been no election.

On motion of Senator Alley, the joint convention adjourned.

On motion of Mr. Myers, the house adjourned.

R. E. MOODY,  
Chief clerk.

## AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 1, 1895. }

The house was called to order, pursuant to adjournment, at 2 o'clock p. m. by the speaker.

The roll was called, and all the members were present, except Messrs. Boothby Calvert, Conn, Davis, Guild, Gurdane, Hope, McGreer, and Scott.

The special committee, appointed to inquire into the number of clerks employed, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 1, 1895. }

*Mr. Speaker:*

Your special committee, to whom was referred for investigation the subject of the number of clerks who have been sworn in by the various committees of the house, have had said subject under investigation, and beg leave to report that the records and files of the office of the secretary of state show that the following standing and special committees of the house have had sworn in at the dates named the following clerks:

| <i>Committee.</i>                  | <i>Chairman.</i>    | <i>Clerk.</i>              | <i>Date.</i> |
|------------------------------------|---------------------|----------------------------|--------------|
| Agriculture .....                  | Craig .....         | A. A. Stafford .....       | January 24   |
| Alcoholic traffic .....            | Tigard .....        | Mrs. M. E. Pogue .....     | January 24   |
| Assessment and taxation .....      | Long .....          | { Cora Edgerly .....       | January 23   |
| Banking and insurance .....        | Hofer .....         | { C. B. Holmes .....       | January 23   |
| Claims .....                       | Smith of Linn ..... | { N. J. Brown .....        | January 22   |
| Capitol building and grounds ..... | Blundell .....      | { S. Umstead .....         | January 23   |
| Commerce .....                     | McCraken .....      | { W. E. McElroy .....      | January 24   |
| Counties .....                     | Lyle .....          | { A. M. Alexander .....    | January 22   |
| Corporations .....                 | Bridges .....       | { M. J. Anderson .....     | January 22   |
| Education .....                    | Barkley .....       | { Echo Gaddis .....        | January 23   |
| Elections .....                    | Beach .....         | { H. L. Rees .....         | January 23   |
| Engrossed bills .....              | Sehlbrede .....     | { Mary A. Morse .....      | January 24   |
| Enrolled bills .....               | Gates .....         | { Mrs. L. H. McMahan ..... | January 25   |
| Federal relations .....            | Smith of Polk ..... | { B. B. McCarthy .....     | January 24   |
| Fisheries and game .....           | Lester .....        | { Abbie Parrat .....       | January 23   |
| Food and dairy products .....      | Yates .....         | { Chas. Laurensen .....    | January 23   |
| Horticulture .....                 | Coon .....          | { W. W. Frances .....      | January 23   |
|                                    |                     | { John T. Galloway .....   | January 23   |
|                                    |                     | { Anna M. Long .....       | January 22   |
|                                    |                     | { Vera Caulfield .....     | January 22   |
|                                    |                     | { D. K. Gill .....         | January 22   |
|                                    |                     | { M. H. McMahan .....      | January 24   |
|                                    |                     | { R. M. Humphrey .....     | January 25   |
|                                    |                     | { George G. Shirley .....  | January 22   |
|                                    |                     | { S. S. Richey .....       | January 26   |
|                                    |                     | { Ed G. Patterson .....    | January 23   |

STANDING COMMITTEE CLERKS — CONCLUDED.

| Committee.                                      | Chairman.          | Clerk.            | Date.      |
|---|--------------------|-------------------|------------|
| Indian affairs                                  | Cooper             | G. Denman         | January 28 |
| Internal improvements                           | Cleeton            | George E. Davis   | January 24 |
| Irrigation                                      | Davis              |                   |            |
| Judiciary                                       | Paxton             | { M. C. Cheal     | January 22 |
| Labor   | Stanley            | { J. W. Hamaker   | January 29 |
| Manufactures                                    | Scott              | Carl E. Stanley   | January 28 |
| Medicine and pharmacy                           | Smith of Clackamas | Eliza Scott       | January 22 |
| Military affairs                                | Baker              | George A. Weber   | January 21 |
| Mining  | Dunn               | M. G. Butterfield | January 22 |
| Penal, reformatory, and charitable institutions | Myers              | J. A. Whiteside   | January 24 |
| Printing  | Curtis             | S. F. Nice        | January 29 |
| Public lands                                    | Thompson           | B. S. Worsley     | January 22 |
| Public morals                                   | Boothby            | Leslie H. Cowing  | January 28 |
| Public library                                  | Keyt               | { Nora Harris     | January 23 |
| Railways and transportation                     | Smith of Josephine | { M. O. Wilkins   | January 22 |
| Roads and highways                              | David              | O. J. Cosper      | January 22 |
| Rules and joint rules                           | Jeffrey            | Maud Elkins       | January 22 |
| Salaries and mileage                            | Moorhead           |                   |            |
| Statistics and immigration                      | Young              | O. B. Hubbard     | January 25 |
| Ways and means                                  | Wright             | Musa Geer         | January 23 |
| Resolutions                                     | Long               | F. C. Little      | January 22 |
|   |                    | E. C. Leyde       | January 26 |
|   |                    | { B. Dixon        | January 23 |
| Multnomah delegation                            | Paxton             | { E. E. Ayres     | January 23 |
|   |                    | { N. F. Streich   | January 28 |

Making a total of forty-seven clerks sworn for duty by the committees of the house.

Your committee further find that the following joint committees of the senate and house have, at the dates given, caused to be sworn for duty the following-named clerks:

| Committee.   | Clerk.   | Date.      |
|--|--|------------|
| Committee to investigate the affairs of penitentiary               | Expert, Florella E. Phillips; clerk, S. T. Jeffries                    | January 28 |
| Committee to examine books and accounts of state treasurer         | { Experts, T. O. Barker, C. W. Smith                                   | January 30 |
|  | Clerk, A. W. Patterson   | January 30 |
|  | Clerk, N. T. Slater  | January 29 |
| Committee to examine books and accounts of secretary of state      | Experts, Wm. Kapus, M. J. Conner; clerks, L. E. Beach, H. K. Gullixson | January 26 |
| Committee to investigate accounts of world's fair commission       | Jay G. Lewis   | January 26 |
|  | Expert, Geo. Hibbert   | January 21 |
|  | Expert, W. F. Osborne  | January 22 |
| Joint committee on printing  | { Clerks, Ella M. Rucker, A. C. Aulden, Frankie Taylor                 | January 22 |
| Joint committee to confer with Washington legislature on fisheries | Samuel L. Lovell   | January 16 |
| Joint committee on senate concurrent resolution No. 3              | S. B. Ormsby   | January 21 |
| Joint committee to investigate insane asylum                       | { Expert, J. H. Shupe  | January 24 |
|  | { Expert, S. B. Parish   | January 26 |
|  | { Expert, Thomas J. Graves   | January 24 |
| Joint committee to investigate land department                     | { Clerk, A. B. Little  | January 24 |
|  | { Clerk A. B. Manley   | January 26 |
| Senate concurrent resolution No. 15, Oregon national guard         | Chas. F. Blumenrother  | January 26 |

Making a total of twenty-four clerks appointed by joint committees. Your committee are unable to state whether the clerks of the joint committees have been named by the representatives or senators, but were informed that part were named from each house.

O. F. PAXTON.  
C. A. SEHLBREDE.  
H. V. GATES.

On motion of Mr. Paxton, the report was adopted.

Speaker Moores called Mr. Yates to the chair.

The question made a special order for this hour came up.

Mr. Wright moved that the report of the committee on resolutions on house resolution No. 25 be adopted.

Mr. Burke offered the following amendment:—

#### AMENDMENT.

That the doorkeeper of the house receive four dollars per day, applicable to both doorkeepers, and the chief clerk ten dollars per day.

Mr. Burke moved the adoption of the amendment.

As to doorkeeper the motion prevailed; as to chief clerk the motion was lost.

Mr. Beach offered the following amendment:—

#### AMENDMENT.

*Resolved*, That the whole question be made a special order for February 15th, at 2 o'clock p. m.

Mr. Beach moved the adoption of the amendment.

Messrs. Moores and Hofer demanded the ayes and nays.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Beach, Bridges, Cardwell, Curtis, Daly, McCracken, and Paxton—7.

Nays—Messrs. Baker, Barkley, Blundell, Buckman, Burke, Burleigh, Calvert, Cole, Coon, Cooper, Craig, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Rinearson, Sehlbrede, Shutrums, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—47.

Absent—Messrs. Boothby, Cleeton, Conn, Guild, Scott, and Smith of Clackamas—6.

The amendment was lost.

Mr. Baker offered the following amendment:—

## AMENDMENT.

That the sergeant-at arms be allowed five dollars per day.

Mr. Baker moved the adoption of the amendment.

The motion was lost.

The following message was received from His Excellency, Governor Wm. P. Lord:—

## MESSAGE FROM THE GOVERNOR.

STATE OF OREGON, EXECUTIVE DEPARTMENT, }  
SALEM, Oregon, }  
February 1, 1895. }

*To the Honorable the House of Representatives of the State of Oregon:*

On the twenty-eighth day of September, 1893, by proclamation of the president of the United States the Cascade range forest reserve was established in the state of Oregon, within which there are said to be, in round numbers, four million five hundred thousand (4,500,000) of acres of government land that is withdrawn from the market. Prior to the issuance of such proclamation, Oregon was entitled to two sections in every township of this tract of mountain land for school purposes. With the establishment of the reservation, Oregon became entitled to lieu lands, to be selected at pleasure from any unclaimed government lands in the state. It will be seen, therefore, that the creation of this reservation has taken from the state nearly two hundred and fifty thousand (250,000) of acres of land, much of which is worthless, and given it in lieu thereof a like amount of the best government lands to be found.

Under the law, as at present administered, the school fund realizes only one dollar and twenty-five cents (\$1.25) per acre, at which rate but three hundred and twelve thousand dollars (\$312,000) could possibly be realized from the sale of such lands. There is no property intrusted to the state more sacred than the school fund, and every effort should be made to increase and protect it.

To this end I would suggest that it is advisable that a law should be passed providing for the selection, appraisement, and sale of all lieu lands, fixing the minimum price at not less than two dollars and fifty cents (\$2.50) per acre.

WM. P. LORD,  
Governor.

Mr. Burleigh offered the following amendment to the report of the committee on resolutions on house resolution No. 25:—



## AMENDMENT.

*Resolved*, That the standing committees of this house be allowed the following numbers of clerks at the following compensation: Agriculture, alcoholic traffic, and claims, one clerk at four dollars per day; assessment and taxation, banking and insurance, and commerce, one clerk at five dollars per day; capitol building and grounds, counties and corporations, one clerk at four dollars per day; education, elections, and federal relations, one clerk at four dollars per day; engrossed bills, four clerks at four dollars per day; enrolled bills, four clerks at four dollars per day; horticulture, fisheries and game, and food and dairy products, one clerk at four dollars per day; Indian affairs, internal improvements, and immigration, one clerk at four dollars per day; judiciary, two clerks at four dollars per day; labor, manufactures, and medicine and pharmacy, one clerk at four dollars per day; military affairs, mining, and penal and charitable institutions, one clerk at four dollars per day; public library, roads and highways, and rules and joint rules, one clerk at four dollars per day; printing, public lands, and public morals, one clerk at four dollars per day; railways and transportation, salaries and mileage, and statistics and immigration, two clerks at four dollar per day; ways and means, one clerk at four dollars per day. The chairmen of these committees shall elect the clerks.

*Resolved*, That the following schedule of wages be and the same is hereby adopted for the employés of this house: Chief clerk, six dollars per day; assistant clerk, five dollars per day; calendar clerk, five dollars per day; reading clerk, five dollars per day; sergeant-at-arms, two dollars per day; doorkeeper, two dollars per day; assistant doorkeeper, two dollars per day; mailing clerk, two dollars per day; pages, each, one dollar per day.

Mr. Gates moved to lay the amendment on the table.

Messrs. Burleigh and Jeffrey demanded the ayes and nays.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Beach, Buckman, Burke, Cardwell, Curtis, Daly, Gates, Huffman, Keyt, Long, McCracken, Smith of Clackamas, Smith of Josephine, and Wright—15.

Nays—Messrs. Barkley, Bridges, Burleigh, Calvert, Coon, Cooper, Craig, David, Davis, Dunn, Gowdy, Hillegas, Hofer, Hope, Jeffrey, Lester, Lyle, McGreer, Mintie, Moorhead, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Yates, and Mr. Speaker—34.

Absent—Messrs. Blundell, Boothby, Cleeton, Cole, Conn, Guild, Gurdane, Myers, Rinearson, Scott, and Young—11.

The motion to lay on the table was lost.

The chair then ruled Mr. Burleigh's amendment out of order.

Mr. Long appealed to the house on the decision of the chair, and the house sustained the chair.

Mr. Long moved the previous question.

The motion prevailed.

Messrs. Long and Wright demanded the ayes and nays on the amendment offered by the committee.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Beach, Blundell, Bridges, Buckman, Burleigh, Cardwell, Curtis, McCracken, Moorhead, Myers, Sehlbrede, Smith of Clackamas, and Wright—14.

Nays—Messrs. Barkley, Burke, Calvert, Coon, Cooper, Craig, David, Davis, Dunn, Gates, Gowdy, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McGreer, Mintie, Nealon, Patterson, Paxton, Rinearson, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Thompson, Tigard, Yates, and Mr. Speaker—36.

Absent—Messrs. Boothby, Cleeton, Cole, Conn, Daly, Guild, Gurdane, Scott, Templeton, and Young—10.

The amendment was lost.

Mr. Smith of Josephine moved to reconsider the vote by which the amendment was lost.

Mr. Gates moved that the house do now adjourn.

The motion prevailed.

R. E. MOODY,  
Chief clerk.

## EVENING SESSION.

SENATE CHAMBER,  
SALEM, Oregon,  
February 1, 1895. }

The house was called to order at 7:30 o'clock p. m., by the speaker.

The roll was called, and all the members were present, except Messrs. Boothby, Calvert, Cleeton, Cole, Conn, Guild, Gurdane, Lester, Lyle, McCracken, Rinearson, Shutrum, Scott, Smith of Josephine, and Templeton.

Mr. Paxton was called to the chair.

Mr. Yates moved that senate bill No. 115 be recalled from the committee on corporations.

The motion prevailed.

Mr. Yates moved that senate bill No. 115 be read third time time now and placed on final passage.

The motion prevailed.

The bill was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Sehlbrede, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Boothby, Cole, Conn, Guild, Gurdane, Rinearson, Scott, Shutrum, and Smith of Josephine—9.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Smith of Polk was granted unanimous consent to withdraw house bill No. 316.

House bill No. 142 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Bridges, Buckman, Burke, Calvert, Cardwell, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Moorhead, Myers, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Boothby, Burleigh, Cleeton, Cole, Conn, Guild, Gurdane, Mintie, Rinearson, Scott, Stewart, and Smith of Josephine—12.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 317. Mr. Bridges. A bill for an act to amend

section 17 of article VI of an act entitled an act to incorporate the city of Oakland; to repeal an act entitled an act to incorporate the town of Oakland, approved October 17, 1878, and also an act entitled an act to amend an act to incorporate the town of Oakland, approved October 19, 1880, and also an act entitled an act to incorporate the town of Oakland, approved February 14, 1887.

Mr. Bridges moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Bridges, Buckman, Burke, Calvert, Cardwell, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Hillegas, Hofer, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, and Young —47.

Nays—None.

Absent—Messrs. Boothby, Burleigh, Cleeton, Cole, Conn, Gates, Guild, Gurdane, Hope, Rinearson, Scott, Stewart, and Mr. Speaker —13.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

Mr. Bridges moved that the rules be further suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Yates, and Young —47.

Nays—None.

Absent—Messrs. Cleeton, Cole, Conn, Gates, Guild, Gurdane, Long, Rinearson, Scott, Stewart, Smith of Josephine, Wright, and Mr. Speaker—13.

So the rules were suspended and the bill was read second time by title only.

Mr. Blundell moved that the rules be further suspended, and that the bill be considered engrossed, read third time now, and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, and Young—52.

Nays—None.

Absent—Messrs. Cleeton, Cole, Conn, Gurdane, Rinearson, Scott, Wright, and Mr. Speaker—8.

So the rules were suspended and the bill considered engrossed, read third time, and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Yates, and Young—47.

Nays—None.

Absent—Messrs. Cleeton, Cole, Conn, Gates, Guild, Gurdane, Long, Rinearson, Scott, Stewart, Smith of Josephine, Wright, and Mr. Speaker—13.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 259 coming on for second reading, Mr. McCracken moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Bridges, Buckman, Burke, Calvert, Cardwell, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Yates, and Young—45.

Nays—None.

Absent—Messrs. Boothby, Burleigh, Cleeton, Cole, Conn, Gates,

Guild, Gurdane, Long, Rinearson, Scott, Stewart, Smith of Josephine, Wright, and Mr. Speaker—15.

So the rules were suspended and the bill was read second time by title only.

Mr. McCracken moved that the bill be referred to the delegation from Multnomah county.

Mr. Burke moved to indefinitely postpone the motion.

Mr. Gates moved an amendment to the motion to indefinitely postpone that the bill be postponed to next Monday.

Messrs. Long and McCracken demanded the ayes and nays on the amendment.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Buckman, Coon, Craig, Gates, Hillegas, Hofer, Hope, Nealon, Smith of Linn, Tigard, and Wright—13.

Nays—Messrs. Beach, Blundell, Bridges, Burke, Burleigh, Calvert, Cardwell, Cooper, Curtis, Daly, David, Davis, Dunn, Gowdy, Huffman, Jeffrey, Lester, Long, Lyle, McCracken, McGreer, Moorhead, Myers, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Thompson, Yates, and Young—34.

Absent—Messrs. Boothby, Cleeton, Cole, Conn, Guild, Gurdane, Keyt, Mintie, Rinearson, Scott, Smith of Josephine, Templeton, and Mr. Speaker—13.

The amendment was lost.

The question then recurred on the motion to indefinitely postpone.

Messrs. Long and McCracken demanded the ayes and nays.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Burke, Coon, Craig, Davis, Hofer, Hope, Jeffrey, Nealon, Patterson, Tigard, and Wright—12.

Nays—Messrs. Barkley, Beach, Blundell, Buckman, Burleigh, Calvert, Cardwell, Cooper, Daly, David, Dunn, Gates, Gowdy, Hillegas, Huffman, Keyt, Lester, Long, Lyle, McCracken, McGreer, Moorhead, Myers, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Thompson, Yates, and Young—34.

Absent—Messrs. Boothby, Bridges, Cleeton, Cole, Conn, Curtis, Guild, Gurdane, Mintie, Rinearson, Scott, Smith of Josephine, Templeton, and Mr. Speaker—14.

The motion was lost.

The motion to refer to the delegation from Multnomah county prevailed.

Senate bill No. 37 was read first time and passed to second reading without question.



Mr. Curtis moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Beach, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, Moorhead, Myers, Nealon, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, and Young—47.

Nays—None.

Absent—Messrs. Barkley, Blundell, Cleeton, Cole, Conn, Guild, McGreer, Mintie, Patterson, Rinearson, Scott, Smith of Josephine, and Mr. Speaker—13.

So the rules were suspended and the bill was read second time by title only and passed to third reading.

Mr. Curtis moved that the rules be further suspended and that the bill be considered engrossed, read third time now, and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Boothby, Bridges, Buckman, Burke, Calvert, Cardwell, Cleeton, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Patterson, Sehlbrede, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, and Young—47.

Nays—None.

Absent—Messrs. Blundell, Burleigh, Cole, Conn, Guild, Gurdane, Nealon, Paxton, Rinearson, Scott, Shutrum, Smith of Josephine, and Mr. Speaker—13.

So the rules were suspended and the bill considered engrossed, read third time, and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Boothby, Bridges, Buckman, Burke, Calvert, Cardwell, Cleeton, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGeer, Mintie, Moorhead, Myers, Patterson, Sehlbrede, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, and Young—47.

Nays—None.



Absent—Messrs. Blundell, Burleigh, Cole, Conn, Guild, Gurdane, Nealon, Paxton, Rinearson, Scott, Shutrum, Smith of Josephine, and Mr. Speaker—13.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 87 was read first time and passed to second reading without question.

Mr. Gowdy moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Lyle, McGreer, Moorhead, Myers, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Tigard, Yates, and Young—44.

Nays—None.

Absent—Messrs. Blundell, Boothby, Cleeton, Cole, Conn, Guild, Long, McCracken, Mintie, Rinearson, Scott, Smith of Clackamas, Templeton, Thompson, Wright, and Mr. Speaker—16.

So the rules were suspended and the bill was read second time by title only.

On motion of Mr. Gowdy, the bill was referred to the delegation from Yamhill county, with leave to report at any time.

House bill No. 290 coming on for second reading, Mr. Calvert moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Lyle, McGreer, Moorhead, Myers, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Templeton, Thompson, Tigard, Yates, and Young—44.

Nays—None.

Absent—Messrs. Blundell, Boothby, Cleeton, Cole, Conn, Guild, Gurdane, Long, McCracken, Mintie, Rinearson, Scott, Smith of Josephine, Smith of Linn, Wright, and Mr. Speaker—16.

So the rules were suspended and the bill was read second time by title only.

On motion of Mr. Calvert, the bill was considered engrossed and passed to third reading.

Mr. Calvert moved that the rules be further suspended and that the bill be read third time now and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, McCracken, McGreer, Moorhead, Myers, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Templeton, Thompson, Tigard, Yatea, and Young—44.

Nays—None.

Absent—Messrs. Blundell, Boothby, Cleeton, Cole, Conn, Guild, Gurdane, Mintie, Long, Lyle, Rinearson, Scott, Smith of Josephine, Smith of Linn, Wright, and Mr. Speaker—16.

So the rules were suspended and the bill considered engrossed, read third time, and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Hofer, Hope, Jeffrey, Keyt, Lester, Lyle, McGreer, Moorhead, Myers, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Templeton, Thompson, Tigard, Wright, Yates, and Young—43.

Nays—None.

Absent—Messrs. Beach, Blundell, Cleeton, Cole, Conn, Guild, Gurdane, Hillegas, Huffman, Long, McCracken, Mintie, Rinearson, Scott, Smith of Josephine, Smith of Linn, and Mr. Speaker—17.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 100 was read first time and passed to second reading without question.

Mr. Yates moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Lyle, Mintie, Moorhead, Myers, Nealon, Patterson,

Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Templeton, Thompson, Tigard, Wright, Yates, and Young—45.

Nays—None.

Absent—Messrs. Blundell, Boothby, Cleeton, Cole, Conn, Guild, Gurdane, Hillegas, Long, McCracken, McGreer, Rinearson, Scott, Smith of Linn, and Mr. Speaker—15.

So the rules were suspended and the bill was read second time by title only.

Mr. Yates moved that the rules be further suspended and that the bill be considered engrossed, read third time now, and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Boothby, Buckman, Burke, Calvert, Cardwell, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, and Young—45.

Nays—None.

Absent—Messrs. Blundell, Bridges, Burleigh, Cleeton, Cole, Conn, Guild, Gurdane, Hillegas, Long, Lyle, Rinearson, Scott, Smith of Polk, and Mr. Speaker—15.

So the rules were suspended and the bill considered engrossed, read third time, and placed on final passage.

The question being, "Shall the bill pass?" the roll was called, and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Boothby, Buckman, Burke, Calvert, Cardwell, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, and Young—45.

Nays—None.

Absent—Messrs. Blundell, Bridges, Burleigh, Cleeton, Cole, Conn, Guild, Gurdane, Hillegas, Long, Lyle, Rinearson, Scott, Smith of Polk, and Mr. Speaker—15.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 249 coming on for second reading, Mr. Dunn

moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Conn, Coon, Cole, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, McCracken, McGreer, Moorhead, Myers, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Templeton, Thompson, Tigard, Wright, Yates, and Young—46.

Nays—None.

Absent—Messrs. Blundell, Boothby, Guild, Gurdane, Hillegas, Long, Lyle, Mintie, Rinearson, Scott, Smith of Clackamas, Smith of Josephine, Smith of Linn, and Mr. Speaker—14.

So the rules were suspended and the bill was read second time by title only.

On motion of Mr. Dunn, the bill was considered engrossed and passed to third reading.

Mr. Dunn moved that the rules be further suspended and that the bill be read third time now and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, McCracken, McGreer, Myers, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Templeton, Thompson, Tigard, and Yates—40.

Nays—None.

Absent—Messrs. Blundell, Bridges, Cleeton, Cole, Gates, Guild, Gurdane, Hillegas, Long, Lyle, Mintie, Moorhead, Rinearson, Scott, Smith of Clackamas, Smith of Josephine, Smith of Linn, Wright, Young, and Mr. Speaker—20.

So the rules were suspended and the bill read third time and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, McCracken, McGreer, Myers, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Templeton, Thompson, Tigard, and Yates—40.

Nays—None.

Absent—Messrs. Blundell, Bridges, Cleeton, Cole, Gates, Guild, Gurdane, Hillegas, Long, Lyle, Mintie, Moorhead, Rinearson, Scott, Smith of Clackamas, Smith of Linn, Smith of Josephine, Wright, Young, and Mr. Speaker—20.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 103 was read first time and passed to second reading without question.

Mr. Patterson moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Bridges, Buckman, Burleigh, Calvert, Cardwell, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Lyle, McCracken, McGreer, Moorhead, Myers, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Thompson, and Tigard—41.

Nays—None.

Absent—Messrs. Blundell, Boothby, Burke, Cleeton, Cole, Conn, Guild, Gates, Gurdane, Hillegas, Long, Mintie, Rinearson, Scott, Smith of Josephine, Wright, Yates, Young, and Mr. Speaker—19.

So the rules were suspended and the bill was read second time by title only.

Mr. Patterson moved that the rules be further suspended and that the bill be considered engrossed, read third time now, and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Bridges, Buckman, Burleigh, Calvert, Cardwell, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Lyle, McCracken, McGreer, Moorhead, Myers, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, and Young—46.

Nays—None.

Absent—Messrs. Blundell, Boothby, Burke, Cleeton, Cole, Conn, Long, Mintie, Rinearson, Scott, Smith of Clackamas, Wright, Yates, and Mr. Speaker—14.

So the bill was considered engrossed, read third time, and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Moorhead, Myers, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, and Yates—49.

Nays—None.

Absent—Messrs. Blundell, Boothby, Cleeton, Cole, Conn, Mintie, Rinearson, Scott, Wright, Young, and Mr. Speaker—11.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 182 was read first time and passed to second reading without question.

Mr. Baker moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Lyle, McCracken, McGreer, Moorhead, Myers, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Templeton, Thompson, and Tigard—40.

Nays—None.

Absent—Messrs. Blundell, Boothby, Cleeton, Cole, Conn, Gates, Guild, Gurdane, Hillegas, Long, Mintie, Rinearson, Scott, Smith of Clackamas, Smith of Josephine, Smith of Linn, Wright, Yates, Young, and Mr. Speaker—20.

So the rules were suspended and the bill was read second time by title only.

On motion of Mr. Baker, the bill was considered engrossed and passed to third reading.

Mr. Baker moved that the rules be further suspended and that the bill be read third time now and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Buckman, Burleigh, Calvert, Cardwell, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Moorhead, Myers, Nealon, Paxton,



Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Young, and Mr. Speaker—42.

Nays—None.

Absent—Messrs. Blundell, Boothby, Bridges, Burke, Cleeton, Cole, Conn, Guild, Gurdane, Hillegas, Mintie, Patterson, Rinearson, Scott, Smith of Clackamas, Smith of Josephine, Wright, and Yates—18.

So the rules were suspended and the bill read third time and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Buckman, Burleigh, Calvert, Cardwell, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Moorhead, Myers, Nealon, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Young, and Mr. Speaker—41.

Nays—None.

Absent—Messrs. Blundell, Boothby, Bridges, Burke, Cleeton, Cole, Conn, Gates, Guild, Gurdane, Hillegas, Mintie, Patterson, Rinearson, Scott, Smith of Clackamas, Smith of Josephine, Wright, and Yates—19.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 254 coming on for second reading, Mr. Dunn moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Bridges, Buckman, Burleigh, Calvert, Cardwell, Cleeton, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Moorhead, Myers, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Blundell, Boothby, Burke, Cole, Conn, Gates, Guild, Gurdane, Mintie, Rinearson, Scott, and Smith of Josephine—12.

So the rules were suspended and the bill was read second time by title only.



On motion of Mr. Dunn, the bill was considered engrossed and passed to third reading.

Mr. Dunn moved that the rules be further suspended and that the bill be read third time now and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Buckman, Burleigh, Calvert, Cardwell, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Moorhead, Myers, Nealon, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Young, and Mr. Speaker—42.

Nays—None.

Absent—Messrs. Blundell, Boothby, Bridges, Burke, Cleeton, Cole, Conn, Gates, Guild, Gurdane, Hillegas, Mintie, Patterson, Rinearson, Scott, Smith of Clackamas, Wright, and Yates—18.

So the rules were suspended and the bill read third time and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Buckman, Burleigh, Calvert, Cardwell, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Moorhead, Myers, Nealon, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Young, and Mr. Speaker—42.

Nays—None.

Absent—Messrs. Blundell, Boothby, Bridges, Burke, Cleeton, Cole, Conn, Gates, Guild, Gurdane, Hillegas, Mintie, Patterson, Rinearson, Smith of Clackamas, Wright, and Yates—18.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 253 coming on for second reading, was read second time.

The bill was referred to the committee on corporations.

House bill No. 57 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Bridges, Buckman, Burleigh, Calvert, Cardwell, Coon, Cooper, Craig, Curtis, Daly, David, Davis,

Dunn, Gowdy, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Lyle, McCracken, McGreer, Moorhead, Myers, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Templeton, Thompson, Tigard, and Young—41.

Nays—None.

Absent—Messrs. Blundell, Boothby, Burke, Cleeton, Cole, Conn, Gates, Guild, Gurdane, Hillegas, Long, Mintie, Scott, Rinearson, Smith of Josephine, Smith of Linn, Wright, Yates, and Mr. Speaker—19.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 283 coming on for second reading, was read second time.

The bill was referred to the delegation from Washington county.

Mr. Keyt moved that when the house adjourns it adjourns to 10 o'clock a. m. tomorrow.

On motion of Mr. Keyt, the house adjourned.

R. E. MOODY,  
Chief Clerk.

SATURDAY, FEBRUARY 2, 1895.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 2, 1895. }

The house was called to order at 10 o'clock a. m., pursuant to adjournment, by the speaker.

The session was opened with prayer by Rev. Mr. Bowersox of Salem.

The roll was called, and all the members were present, except Messrs. Barkley, Beach, Bridges, Cleeton, Conn, Davis, Hillegas, Patterson, Rinearson, Scott, Sehlbrede, Smith of Josephine, Wright, and Yates.

Mr. Long was called to the chair.

The committee on counties was given leave to retire.

On motion of Mr. Curtis, the reading of the journal of yesterday was dispensed with.

Mr. Hofer, chairman of the committee on revision and correction of journal, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 2, 1895. }

*Mr. Speaker:*

Your committee on revision and correction of journal, to whom was referred the journal of January 31st, beg leave to report that we have had the same under consideration, and respectfully report back to the house that we have examined the same and find it correct.

E. HOFER,  
Chairman.

On motion of Mr. Hofer, the report was adopted.  
Mr. Moorhead introduced house resolution No. 33.

## HOUSE RESOLUTION NO. 33.

*Resolved*, That a committee of three be appointed, consisting of the speaker and two members appointed by him, whose duty it shall be to examine, correct, and approve the journal of the house not read and approved during the session, also the calendar; and said approval to be made as soon as may be after the close of the present session of the legislative assembly. The said committee shall be allowed the same per diem as the chief clerk and shall perform the same services as prescribed in this resolution without the aid of clerical assistance.

The resolution was referred to the committee on resolutions.

Mr. Barkley moved a reconsideration of the vote by which house bill No. 305 was rejected.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley Blundell, Boothby, Burke, Burleigh, Calvert, Coon, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Huffman, Keyt, Long, Lyle, McGreer, Mintie, Moorhead, Myers, Patterson, Paxton, Rinearson, Sehlbrede, Stanley, Smith of Clackamas, Smith of Polk, Smith of Linn, and Tigard — 35.

Nays — Messrs. Baker, Buckman, Cardwell, Cole, Hofer, Jeffrey, Lester, McCracken, Nealon, Stewart, Thompson, Yates, and Young — 13.

Absent — Messrs. Beach, Bridges, Cleeton, Conn, Cooper, Hope, Scott, Shutrum, Smith of Josephine, Templeton, Wright, and Mr. Speaker — 12.

So the vote was reconsidered.

Mr. Barkley moved that the bill be reinstated.

The motion prevailed.

Mr. Smith of Josephine raised a question of order, that when the house adjourned yesterday there was a question before the house to reconsider the vote by which the amendment to the resolution pertaining to salaries was defeated.

Mr. Curtis moved that the house take up the fifth order of business.

Mr. Smith of Josephine insisted on his point of order.

The chair held that adjournment of the house itself exhausted the special order which was up for discussion at the time of such adjournment.

Mr. Smith of Josephine appealed from the decision of the chair.

Messrs. Smith of Josephine and Jeffrey demanded the ayes and nays.

The question being, "Shall the decision of the speaker stand as the decision of the house?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Coon, Craig, Curtis, Daly, David, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Huffman, Keyt, Lester, Long, McCracken, Mintie, Moorhead, Myers, Patterson, Sehlbrede, Stanley, Stewart, Smith of Clackamas, Smith of Linn, Thompson, Tigard, Yates, and Young — 39.

Nays — Messrs. Davis, Jeffrey, Nealon, Smith of Polk, Smith of Josephine, and Wright — 6.

Absent — Messrs. Cardwell, Cleeton, Cole, Conn, Cooper, Hope, Guild, Lyle, McGreer, Paxton, Rinearson, Scott, Shutrum, Templeton, and Mr. Speaker — 15.

So the chair was sustained.

The motion to take up the fifth order of business then came up and was carried.

House bill No. 318 was introduced by Mr. Long, by request.

House bill No. 319 was introduced by Mr. Long, by request.

House bill No. 320 was introduced by Mr. Long, by request.

House bill No. 318. Mr. Long (by request). A bill for an act to amend section 2790 of the laws of Oregon, as compiled by W. Lair Hill, as amended by section 2 of the act filed in the office of the secretary of state February 20, 1893, relating to the levying of taxes for state purposes and regulating interest upon the taxes unpaid to the state.

The bill was read first time and passed to second reading without question.

House bill No. 319. Mr. Long (by request). A bill for an act to amend an act entitled an act to protect salmon and other food

fishes in the state of Oregon, and upon all waters upon which this state has concurrent jurisdiction, and to repeal sections 3489, 3490, 3491, 3492, 3493, 3494, 3495, 3496, 3497, and 3498 of Hill's annotated laws of Oregon, approved February 16, 1891.

The bill was read first time and passed to second reading without question.

House bill No. 320. Mr. Long (by request). A bill for an act to establish, maintain, and conduct suitable hatcheries for the artificial propagation of salmon on the Columbia river and its tributaries, and to regulate the catching of salmon and providing for the licensing thereof and for the disposition of the funds arising therefrom.

The bill was read first time and passed to second reading without question.

The sixth order of business was then taken up.

House bill No. 222 coming on for second reading, Mr. Bridges moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burliegh, Calvert, Cleeton, Coon, Cooper, Curtis, Daly, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, Mintie, Nealon, Patterson, Paxton, Sehlbrede, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Thompson, Tigard, Wright, Yates, and Young—43.

Nays—None.

Absent—Messrs. Cardwell, Cole, Conn, Craig, Gates, Guild, Hope, Lyle, McGreer, Moorhead, Myers, Rinearson, Scott, Shurum, Templeton, and Mr. Speaker—17.

So the rules were suspended and the bill was read second time by title only.

On motion of Mr. Smith of Polk, the bill was referred to a committee of one member each from Washington, Yamhill, Polk, Marion, Linn, and Lane counties.

House bill No. 223 coming on for second reading, was read second time.

On motion of Mr. Moorhead, the bill was referred to the committee on printing.

House bill No. 224 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 225 coming on for second reading, was read second time.

The bill was referred to the committee on counties.

coming on for second reading, was read  
urtis, the bill was referred to the committee  
coming on for second reading, was read  
McCraken, the bill was referred to the com-  
lls.

coming on for second reading, was read  
d to the committee on judiciary.  
that the seventh order of business be taken  
ed.

ning on for third reading, was read third  
"Shall the bill pass?" the roll was called

ere —

ley, Blundell, Boothby, Bridges, Buckman,  
ert, Cardwell, Cleeton, Cole, Coon, Craig,  
avis, Dunn, Gates, Gowdy, Gurdane, Hille-  
ter, Long, McCracken, Moorhead, Nealon,  
earson, Sehlbrede, Shutrum, Stanley, Stew-  
mas, Smith of Polk, Smith of Josephine,  
ipson, Tigard, Wright, Yates, and Young

each, Conn, Cooper, Guild, Hope, Huffman,  
; Mintie, Myers, Scott, Templeton, and Mr.

action, the title of the bill was ordered to  
re act.  
as taken up and read third time.  
at the bill be recommitted to the committee

ed.

Paxton, leave of absence was granted to  
aker.

ed house resolution No. 34.

SE RESOLUTION NO. 34.

n the house adjourns it shall stand ad-  
; February 4th, at 11:30 o'clock a. m.

On motion of Mr. Paxton, the resolution was adopted.

House bill No. 38, with amendments, was read third time.

Mr. David moved that the bill be recommitted to the committee on judiciary.

The motion prevailed.

Mr. Burleigh moved that house bill No. 27 be considered engrossed, read third time now, and placed on final passage.

The motion prevailed.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gurdane, Hofer, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Stanley, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Thompson, Tigard, Yates, and Young—45.

Nays—None.

Absent—Messrs. Bridges, Coon, Cooper, Gowdy, Guild, Hillegas, Hope, Lyle, McGreer, Scott, Shutrum, Stewart, Templeton, Wright, and Mr. Speaker—15.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 149 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Gurdane, Hillegas, Hofer, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Thompson, Tigard, Yates, Young, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Baker, Conn, Cooper, Gates, Hope, Lyle, Rinearson, Scott, Templeton, and Wright—10.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 233 coming on for third reading, was read third time.



The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Coon, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Thompson, Tigard, Yates, Young, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Baker, Cole, Conn, Cooper, Hope, Lyle, McGreer, Rinearson, Scott, Templeton, Smith of Josephine, and Wright—12.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 2, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 60,—a bill for an act entitled an act creating the eighth judicial district of the state of Oregon; and providing for the appointment of a judge and prosecuting attorney and the times and places of holding the circuit courts of said district.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 2, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 162,—a bill for an act to create the sixth judicial district of Oregon.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 2, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 45,—a bill for an act creating the ninth judicial district, and providing for the appointment of district attorney therein.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

House bill No. 321 was introduced by Mr. Myers.

The following communication was received from Hon. A. W. Gowan:—

COMMUNICATION.

SENATE CHAMBER,  
SALEM, Oregon,  
February 2, 1895. }

*Hon. C. B. Moores, Speaker of the House of Representatives:*

SIR: With the compliments of Col. C. F. Bebee, colonel of the first regiment of the Oregon national guard, I have the pleasure to respectfully invite the house of representatives to inspect the first regiment of the Oregon national guard this second day of February, 1895, at 8 o'clock, sharp, in their armory at Portland, Oregon.

A. W. GOWAN,  
Chairman joint military and investigation committee.

Mr. Paxton moved that we accept the invitation, so far as the members are enabled to do so.

The motion prevailed.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 2, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate

has passed senate bill No. 23,—a bill for an act to provide for the transfer and satisfaction of mortgages upon real estate, and the recording thereof.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

Mr. Paxton moved that house bill No. 168 be taken from the hands of the judiciary committee and referred to the committee on irrigation.

The motion prevailed.

House bill No. 321. Mr. Myers. A bill for an act to provide for the employment of convicts in the state penitentiary.

The bill was read first time and passed to second reading without question.

Mr. Myers moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Bridges, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Craig, Curtis, Daly, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—53.

Nays—None.

Absent—Messrs. Baker, Buckman, Conn, Cooper, David, Jeffrey, and Scott—7.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the committee on judiciary.

#### JOINT CONVENTION.

The joint convention of February 2, 1895, was called to order at 12 o'clock m. by the president of the senate, Hon. Joseph Simon.

The chief clerk of the senate called the roll of the senate, and all the senators were present, except Senators Carter, Cogswell, Dawson, Johnson, Smith of Sherman, and Steiwer.

The chief clerk of the house called the roll of the house, and all the representatives were present, except Representatives Baker, Cooper, Conn, and Scott, who were absent on account of sickness.

The following named gentlemen were announced as being

paired on the vote for United States senator: Baker with Cooper, Conn with Scott, Carter with Cogswell, Smith of Sherman with Steiwer, and Dawson with Johnson.

There being no objection the reading of the journal of the proceedings of the joint convention of yesterday, the 1st instant, was dispensed with.

The president announced that as no person had received a majority of all the votes cast for United States senator for Oregon in the joint convention of yesterday, the 1st instant, there had been no election, and directed the calling of the roll of the joint convention for the purpose of voting for United States senator.

The roll was called, and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Beach, Blundell, Bridges, Brownell, Calbreath, Calvert, Cardwell, Cleeton, Daly, David, Denny, Gesner, Gowan, Gowdy, Hobson, Long, Maxwell, McCracken, McGinn, McGreer, Mintie, Moorhead, Myers, Patterson of Marion, Paxton, Price, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Stanley, Templeton, Thompson, Woodard, Mr. Speaker, and Mr. President—38.

Those voting for Hon. J. K. Weatherford were: Messrs. Beckley, Butler, Huston, McAlister, Raley, and Smith of Clatsop—6.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vanderburg, and Young—10.

Those voting for Hon. Binger Hermann were: Messrs. Alley, Boothby, Craig, Hillegas, McClung, Patterson of Grant, Smith of Linn, Wright, and Yates—9.

Those voting for Hon. Wm. P. Lord were: Messrs. Barkley, Curtis, and Dunn—3.

Those voting for Hon. Geo. H. Williams were: Messrs. Burke, Cole, Coon, Gates, Guild, Hofer, Keyt, Lester, Lyle, Rinearson, and Tigard—11.

Those voting for Hon. S. A. Lowell were: Messrs. Davis, Gurdane, and Hope—3.

Absent—Messrs. Baker, Carter, Cogswell, Conn, Cooper, Dawson, Johnson, Scott, Smith of Sherman, and Steiwer—10.

Total number of votes cast—80.

The president announced that as no person had received a majority of all the votes cast there had been no election.

On motion of Representative Curtis, the joint convention adjourned.

On motion of Mr. Long, the house adjourned.

R. E. MOODY,  
Chief clerk.

MONDAY, FEBRUARY 4, 1895.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 4, 1895. }

The house was called to order at 11:30 o'clock a. m., pursuant to adjournment, by the speaker.

The roll was called, and all the members were present, except Messrs. Burleigh, Cole, Conn, Cooper, McCracken, Moorhead, Scott, Smith of Linn, and Wright.

On motion of Mr. Curtis, the reading of the journal of Saturday was dispensed with.

Mr. Hofer, chairman of the committee on revision and correction of journal, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 4, 1895. }

*Mr. Speaker :*

Your committee on revision and correction of journal, to whom was referred the journal of February 1st, beg leave to report that we have had the same under consideration, and respectfully report back to the house that we have examined the same and find it correct.

E. HOFER,  
Chairman.

On motion of Mr. Hofer, the report was adopted.

On motion of Mr. Paxton, the house took up the sixth order of business.

House bill No. 230 coming on for second reading, was read second time.

Mr. Hofer offered the following amendment:—

AMENDMENT.

*Provided*, nothing in this act shall apply to persons in charge of any stationary or portable engines used in connection with agriculture.

On motion of Mr. Hofer, the amendment was adopted.

The bill as amended was referred to the committee on railways and transportation.

House bill No. 232 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 234 coming on for second reading, was read second time.

The bill was referred to the committee on assessment and taxation.

House bill No. 235 coming on for second reading, Mr. Hofer moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Calvert, Cardwell, Cleeton, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Long, Lyle, McCracken, McGreer, Mintie, Myers, Nealon, Patterson, Paxton, Rinearson, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—47.

Nays—None.

Absent—Messrs. Burleigh, Cole, Conn, Coon, Cooper, Lester, Moorhead, Scott, Sehlbrede, Shutrum, Smith of Josephine, Smith of Linn, and Templeton—13.

So the rules were suspended and the bill was read second time by title only.

On motion of Mr. Hofer, the bill was referred to the committee on agriculture.

Mr. Stewart, by request, introduced house resolution No. 35.

#### HOUSE RESOLUTION NO. 35.

Whereas grave and serious charges have been made by the press in regard to the management of the Oregon state penitentiary; and whereas public opinion formed by belief in the truth of such charges is promotive of discontent among the people by destroying public faith in the integrity and morals of their officers; therefore, be it

*Resolved*, That a committee of three, consisting of Messrs. Gurdane, Barkley, and Burleigh, be appointed to inquire as to the necessity of legislative investigation into the management and conduct of the penitentiary, and that such committee be given until 10 o'clock a. m. tomorrow to report.

Mr. Stewart moved the adoption of the resolution.

The motion was lost.

The resolution was referred to the committee on resolutions.

House bill No. 236 coming on for second reading, Mr. Myers

moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Craig, Curtis, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McGreer, Mintie, Myers, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Baker, Conn, Cooper, Daly, McCracken, Moorhead, Scott, Smith of Linn, and Templeton—9.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the committee on military affairs.

By consent, Mr. Boothby returned to the house a substitute for house bill No. 93.

Mr. Patterson was granted leave to withdraw for correction house bill No. 241.

Mr. Paxton moved a reconsideration of the vote by which house bill No. 235 was referred to the committee on agriculture.

The motion prevailed.

Mr. Hofer moved that the bill be referred to the committee on labor.

The motion prevailed.

House bill No. 237 coming on for second reading, was read second time.

The bill was referred to the committee on medicine and pharmacy.

Mr. Baker stated that he had paired with Mr. Cooper on the senatorial ballot, and was excused.

Mr. Daly stated that he had paired with Mr. Smith of Linn on the senatorial ballot, and was excused.

#### JOINT CONVENTION.

The joint convention of February 4, 1895, was called to order at 12 o'clock m. by the president of the senate, Hon. Joseph Simon.

The chief clerk of the senate called the roll of the senate, and all the members were present, except Senators Carter, Cogswell, Dawson, Johnson, and McClung.

The chief clerk of the house called the roll of the house, and all the representatives were present, except Representatives Baker,



Conn, Cole, Cooper, Daly, McCracken, Moorhead, Smith of Linn, Tigard, Templeton, and Scott.

The following named gentlemen were announced as being paired on the vote for United States senator: Carter with Cogswell, Dawson with Johnson, McClung with Moorhead, Conn with Scott, Baker with Cooper, Templeton with Tigard, Smith of Linn with Daly, and Cole with McCracken.

There being no objection, the reading of the journal of the joint convention of Saturday, the 2d instant, was dispensed with.

The president announced that as no person had received a majority of all the votes cast for United States senator for Oregon in the joint convention of both houses on February 2, 1895, there had been no election, and directed the calling of the roll of the joint convention for the purpose of voting for United States senator.

The roll was called and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Beach, Blundell, Bridges, Brownell, Calbreath, Calvert, Cardwell, Cleeton, David, Denny, Gesner, Gowan, Gowdy, Hobson, Long, Maxwell, McGinn, McGreer, Mintie, Myers, Patterson of Marion, Paxton, Price, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Thompson, Woodard, Mr. Speaker, and Mr. President—35.

Those voting for Hon. J. K. Weatherford were: Messrs. Beckley, Butler, Huston, McAlister, Raley, Smith of Sherman, and Smith of Clatsop—7.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vanderburg, and Young—10.

Those voting for Hon. Geo. H. Williams were: Messrs. Burke, Coon, Craig, Gates, Guild, Keyt, Lester, Lyle, and Rinearson—9.

Those voting for Hon. Binger Hermann were: Messrs. Alley, Boothby, Hillegas, Patterson of Grant, Wright, and Yates—6.

Those voting for Hon. Wm. P. Lord were: Messrs. Barkley, Curtis, Dunn, and Hofer—4.

Those voting for Hon. S. A. Lowell were: Messrs. Davis, Gurdane, and Hope—3.

Absent—Messrs. Baker, Carter, Cogswell, Cole, Conn, Cooper, Daly, Dawson, Johnson, McCracken, McClung, Moorhead, Scott, Smith of Linn, Templeton and Tigard—16.

Total number of votes cast—74.

The president announced that as no person had received a majority of all the votes cast there had been no election.

On motion of Representative Rinearson, the joint convention adjourned.

On motion of Mr. Cleeton, the house adjourned to 2 o'clock p. m. today.

R. E. MOODY,  
Chief clerk.

AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 4, 1895. }

The house was called to order at 2 o'clock p. m., pursuant to adjournment, by the speaker.

The roll was called, and all the members were present, except Messrs. Bridges, Cardwell, Conn, Daly, Guild, Huffman, McCracken, Myers, Scott, Sehlbrede, and Tigard.

Mr. Paxton asked leave of absence for Mr. Myers.

The request was granted.

House bill No. 322 was introduced by Mr. Gowdy.

House bill No. 323 was introduced by Mr. Barkley, by request.

House bill No. 324 was introduced by Mr. Hofer.

House bill No. 325 was introduced by Mr. Beach.

House bill No. 326 was introduced by Mr. Jeffrey.

House bill No. 327 was introduced by Mr. Long.

House bill No. 328 was introduced by Mr. Coon.

The speaker announced that he was about to sign house joint memorial No. 1, and soon thereafter declared that he had signed the same.

House bill No. 238 coming on for second reading, was read second time.

The bill was referred to the committee on assessment and taxation.

House bill No. 239 coming on for second reading, was read second time.

Mr. Hofer moved to amend by striking out in the fifth and sixth lines the words "published nearest said road."

The amendment was adopted.

The bill was referred to the committee on roads and highways.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
SALEM, Oregon, }  
February 4, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate

has adopted senate joint memorial No. 5, to reimburse purchasers of public lands within railroad grants.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

SENATE JOINT MEMORIAL NO. 5.

*To the Honorable Senate and House of Representatives of the United States in Congress assembled:* Your memorialists, the legislative assembly of the state of Oregon, hereby respectfully represent,—Whereas, the even sections of public lands within the limits of the congressional land grants in aid of the construction of railroads were sold by the government at two dollars and fifty cents an acre, on account of the supposed increase of their value, which would be caused by the construction of the roads in aid of which the grants were made; and, whereas, the congress of the United States has forfeited all the unearned portions of railroad land grants, has fixed the price of the forfeited odd sections at one dollar and twenty-five cents an acre, and has reduced the price of the even sections within said grants to one dollar and twenty-five cents an acre, and the consideration to purchasers of said even sections for the increase of the price paid by them has failed; and, whereas, simple justice demands that the government should refund to purchasers of the even sections within the limits of all forfeited land grants who have paid the maximum price of two dollars and fifty cents an acre, one dollar and twenty-five cents an acre of such purchase price; therefore,

*Resolved,* That your memorialists urge the congress of the United States to place said purchasers of even sections within the limits of forfeited railroad land grants upon an equality with other purchasers of lands within the limits of said grants, and to pass the Dolph bill, which has been favorably reported from the senate committee on public lands, and is now upon the calendar of the senate, providing for the repayment to such purchasers of even sections of one dollar and twenty-five cents an acre.

On motion of Mr. Moorhead, the house concurred in the resolution.

House bill No. 240 coming on for second reading was read second time.

The bill was referred to the committee on judiciary.

The committee on corporations was allowed leave to retire.

The speaker named as the committee to whom house bill No. 222 is to be referred, Messrs. Smith of Polk, Yates, Gowdy, Calvert, Hillegas, and Templeton.

House bill No. 241 coming on for second reading, was read second time.

On motion of Mr. Patterson, the bill was referred to the committee on printing.

House bill No. 242 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 248 coming on for second reading, was read second time.

Mr. Curtis offered the following amendment: —

AMENDMENT.

That section 3894 be amended so as to read as follows: After the words for "pilot's license," at the end of line eighteen insert the words "and two of said commissioners shall be actual residents of Clatsop county."

On motion of Mr. Paxton, the bill was referred to the committee on commerce.

House bill No. 250 coming on for second reading, Mr. Hope moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were —

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McGreer, Mintie, Moorhead, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Yates, Young, and Mr. Speaker — 50.

Nays — None.

Absent — Messrs. Bridges, Cardwell, Conn, Gates, Gurdane, McCracken, Myers, Scott, Tigard, and Wright — 10.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the committee on federal relations.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 4, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that he has signed house joint memorial No. 1.

And the same is herewith returned to you.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 4, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed house bill No. 290.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

The committee on military affairs was granted leave to retire. House bill No. 252 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

Mr. Beach moved that the house take up the fifth order of business.

The motion prevailed.

House bill No. 329 was introduced by Mr. Scott.

House bill No. 330 was introduced by Mr. Sehlbrede.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 4, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 74,—a bill for an act to prevent the spread of contagious diseases.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

House bill No. 331 was introduced by Mr. Conn.

Mr. Patterson was granted permission to return corrected house bill No. 241.

House bill No. 322. Mr. Gowdy (by request). A bill for an act to amend section 10 of chapter III of the act to incorporate the city of McMinnville, in Yamhill county, Oregon, filed in the office of the secretary of state on the twenty-fifth day of February, 1889.

The bill was read first time and passed to second reading without question.

Mr. Gowdy moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Burke, Burleigh, Calvert, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Lyle, McGreer, Moorhead, Nealon, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Templeton, Thompson, Wright, Young, and Mr. Speaker—42.

Nays—None.

Absent—Messrs. Baker, Bridges, Buckman, Cardwell, Cleeton, Conn, Gates, Long, McCracken, Mintie, Myers, Patterson, Rinearson, Scott, Smith of Clackamas, Smith of Linn, Tigard, and Yates—18.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the committee on corporations.

House bill No. 323. Mr. Barkley (by request). A bill for an act for the relief of James H. Sharp.

The bill was read first time and passed to second reading without question.

House bill No. 324. Mr. Hofer. A bill for an act to make it unlawful to issue railroad passes unless issued upon application of property authority, and to establish maximum local passenger fare at three cents a mile.

The bill was read first time and passed to second reading without question.

House bill No. 325. Mr. Beach. A bill for an act to amend an act entitled an act to incorporate the city of Portland, and to provide a charter therefor, and to repeal an act entitled an act to incorporate the city of Portland, filed in the office of the secretary of state February 19, 1891, which act passed the house February 14, 1893, and the senate February 16, 1893.

The bill was read first time and passed to second reading without question.

Mr. Beach moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cleeton, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Huffman, Keyt, Lester, Long, Lyle, McGreer, Moorhead, Nealon, Paxton,

Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Wright, Young, and Mr. Speaker—41.

Nays—None.

Absent—Messrs. Baker, Bridges, Cardwell, Cole, Conn, Gates, Guild, Hope, Jeffrey, McCracken, Mintie, Myers, Patterson, Rinearson, Scott, Templeton, Thompson, Tigard, and Yates—19.

So the rules were suspended and the bill was read second time by title only.

Mr. Beach moved that the bill be referred to the delegation from Multnomah county, with special order to have it printed.

The motion prevailed.

House bill No. 326. Mr. Jeffrey. A bill for an act to amend subdivision 6 of section 3221 of Hill's annotated laws of Oregon, providing for the sale of stock in private corporations on account of delinquent assessment.

The bill was read first time and passed to second reading without question.

House bill No. 327. Mr. Long. A bill for an act to amend section 177 of Hill's annotated laws of the state of Oregon.

The bill was read first time and passed to second reading without question.

Mr. Long moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Buckman, Burke, Calvert, Cleeton, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Keyt, Lester, Long, Lyle, McGreer, Moorhead, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Linn, Thompson, Wright, Young, and Mr. Speaker—42.

Nays—None.

Absent—Messrs. Baker, Bridges, Burleigh, Cardwell, Cole, Conn, Guild, Jeffrey, McCracken, Mintie, Myers, Rinearson, Scott, Smith of Polk, Smith of Josephine, Templeton, Tigard, and Yates—18.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the committee on judiciary.

House bill No. 328. Mr. Coon. A bill for an act entitled an act to amend section 13, title II, chapter I of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill, relating to the time of the commencement of actions.

The bill was read first time and passed to second reading without question.



House bill No. 329. Mr. Scott. A bill for an act to require railroad companies to prepare crossings where their lines of road cross county roads and highways.

The bill was read first time and passed to second reading without question.

Mr. Hofer moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cleeton, Cole, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Jeffrey, Keyt, Long, Lyle, McGreer, Moorhead, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Wright, Young, and Mr. Speaker—44.

Nays—None.

Absent—Messrs. Baker, Beach, Bridges, Cardwell, Conn, Coon, Guild, Hope, Huffman, Lester, McCracken, Myers, Mintie, Scott, Tigard, and Yates—16.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the committee on railways and transportation.

House bill No. 330. Mr. Sehlbrede. A bill for an act to amend section 397, title I, chapter V, and section 815, title IX of the code of civil procedure, as compiled and annotated by W. Lair Hill, and as amended by an act approved February —, 1893, and to amend section 399 of title I, chapter V of the code of civil procedure, as compiled and annotated by W. Lair Hill.

The bill was read first time and passed to second reading without question.

House bill No. 331. Mr. Conn. A bill for an act to provide for the selection of homesteads, defining the same, and to repeal an act of the legislative assembly of the state of Oregon entitled an act to exempt homesteads from attachment and judicial sale, approved February 21, 1893.

The bill was read first time and passed to second reading without question.

Mr. Wright moved that the house proceed to the ninth order of business.

The motion prevailed.

Senate bill No. 166 was read first time and passed to second reading without question.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 4, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 113,—a bill for an act to make all streets and alleys in incorporated towns public highways.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 4, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 61,—a bill for an act to amend an act entitled an act to provide for the laying out or improving of county roads.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

Senate bill No. 113 was read first time and passed to second reading without question.

Senate bill No. 5 was read first time and passed to second reading without question.

Senate bill No. 8 was read first time and passed to second reading without question.

Senate bill No. 14 was read first time and passed to second reading without question.

Senate bill No. 24 was read first time and passed to second reading without question.

Senate bill No. 61 was read first time and passed to second reading without question.

Senate bill No. 74 was read first time and passed to second reading without question.

Senate bill No. 23 was read first time and passed to second reading without question.

Senate bill No. 60 was read first time and passed to second reading without question.

Senate bill No. 162 was read first time and passed to second reading without question.

Senate bill No. 45 was read first time and passed to second reading without question.

Senate bill No. 33 was read first time and passed to second reading without question.

Senate bill No. 13 was read first time and passed to second reading without question.

Senate bill No. 31 was read first time and passed to second reading without question.

Senate bill No. 112 was read first time and passed to second reading without question.

Senate bill No. 42 was read first time and passed to second reading without question.

Senate bill No. 28 was read first time and passed to second reading without question.

Senate bill No. 7 was read first time and passed to second reading without question.

Senate bill No. 2 was read first time and passed to second reading without question.

Senate bill No. 192 was read first time and passed to second reading without question.

Mr. Paxton moved that the house return to the seventh order of business.

The motion prevailed.

The speaker called Mr. Barkley to the chair.

Mr. Sehlbrede, chairman of committee on engrossed bills, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 4, 1895.

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 228, beg leave to report that we have had the same under consideration, and respectfully report it back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

House bill No. 228 was read third time.

Mr. Cole moved that the bill be made a special at 3 o'clock p. m. tomorrow.

The motion prevailed.

Mr. Curtis moved that the house take up the sixth order of business.

The motion prevailed.

Senate joint resolution No. 4 of the seventeenth biennial session was taken up.

Mr. Curtis moved that senate joint resolution No. 4 be made a special order at 3:30 o'clock p. m. Wednesday.

Mr. Hofer moved to amend that we consider it now.

Mr. Curtis accepted Mr. Hofer's amendment.

Messrs. Cleeton and Tigard demanded a call of the house.

The roll was called and the following members were present: Messrs. Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Dunn, Gates, Gowdy, Hofer, Hope, Huffman, Jeffrey, Lester, Long, McGreer, Moorhead, Nealon, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, and Young.

A quorum being present, Mr. Blundell moved that further proceedings under the call of the house be dispensed with.

The motion prevailed.

The question being on the adoption of senate joint resolution No. 4, the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Gurdane, Hofer, Lyle, Moorhead, Patterson, Paxton, Sehlbrede, Stanley, Stewart, Smith of Josephine, Smith of Linn, Thompson, Tigard, and Mr. Speaker—34.

Nays—Messrs. Burke, Burliegh, Gates, Hillegas, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Mintie, Nealon, Rinearson, Shutrum, Smith of Clackamas, Smith of Polk, Templeton, Wright, and Young—19.

Absent—Messrs. Baker, Conn, McCracken, McGreer, Myers, Scott, and Yates—7.

So the resolution was adopted.

On motion of Mr. Curtis, the house adjourned.

R. E. MOODY,  
Chief clerk.

**TUESDAY, FEBRUARY 5, 1895**

**MORNING SESSION.**

HOUSE OF REPRESENTATIVES; }  
SALEM, Oregon, }  
February 5, 1895. }

The house was called to order at 9:30 o'clock a. m., pursuant to adjournment, by the speaker.

The session was opened with prayer by Rev. Dr. Driver of Eugene.

The roll was called, and all the members were present, except Messrs. Beach, Bridges, Calvert, Gowdy, Lester, Myers, Patterson, Paxton, Scott, Smith of Clackamas, and Young.

On motion of Mr. Thompson, the reading of the journal of yesterday was dispensed with.

Mr. Hofer, chairman of committee on revision and correction of journal, submitted the following report:—

**REPORT.**

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 5, 1895. }

*Mr. Speaker:*

Your committee on revision and correction of journal, to whom was referred the journal of Saturday, February 2d, beg leave to report that we have had the same under consideration, and respectfully report back to the house that we have examined the same and find it correct.

**E. HOFER,**  
Chairman.

On motion of Mr. Hofer, the report was adopted.

Mr. Hofer introduced the following notice of amendment to the rules: That the standing committee on roads and highways be increased to five members.

On motion of Mr. Wright, the house took up the tenth order of business, the second reading of senate bills.

Senate bill No. 166 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

Senate bill No. 5 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

Senate bill No. 8 coming on for second reading, was read second time.

The bill was referred to the committee on assessment and taxation.

Senate bill No. 14 coming on for second reading, was read second time.

The bill was referred to the committee on assessment and taxation.

Senate bill No. 24 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

Senate bill No. 192 coming on for second reading, was read second time.

The bill was referred to the delegation from Polk county.

Senate bill No. 2 coming on for second reading, was read second time.

On motion of Mr. Curtis, the bill was referred to the committee on judiciary.

Senate bill No. 7 coming on for second reading, was read second time.

The bill was referred to the committee on roads and highways.

Senate bill No. 28 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

The committee on counties was given leave to retire.

Senate bill No. 42 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

Senate bill No. 112 coming on for second reading, was read second time.

On motion of Mr. Paxton, the bill was referred to the committee on judiciary.

Senate bill No. 13 coming on for second reading, was read second time.

On motion of Mr. Barkley, the bill was referred to the committee on education.

Senate bill No. 31 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

Senate bill No. 33 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

Senate bill No. 45 coming on for second reading, Mr. Curtis moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Dunn, Gowdy, Guild, Gurdane, Hofer, Jeffrey, Keyt, Lester, Long, McCracken, Mintie, Moorhead, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Thompson, Tigard, Wright, Young, and Mr. Speaker—44.

Nays—None.

Absent—Messrs. Baker, Beach, Conn, Davis, Gates, Hillegas, Hope, Huffman, Lyle, McGreer, Myers, Scott, Shutrum, Smith of Clackamas, Templeton, and Yates—16.

So the rules were suspended and the bill was read second time by title only.

On motion of Mr. Young, the bill was referred to the members of the sixth judicial district, with leave to report at any time.

Senate bill No. 60 coming on for second reading, was read second time.

On motion of Mr. Young, the bill was referred to the members from the sixth judicial district, with leave to report at any time.

Senate bill No. 162 coming on for second reading, was read second time.

On motion of Mr. Young, the bill was referred to the members from the sixth judicial district.

Senate bill No. 23 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

Mr. Jeffrey moved that house bill No. 178 be recalled from the committee on corporations, and that it be referred to the committee on judiciary.

The motion prevailed.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 5, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 77,—a bill for an act to amend section 2860 of Hill's annotated code of Oregon, being section IX of an act entitled "An act to regulate marriages," approved October 16, 1862.



And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

Senate bill No. 74 coming on for second reading, was read second time.

On motion of Mr. Curtis, the bill was referred to the committee on judiciary.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 5, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 29,—a bill for an act to amend section 414 of title V, chapter LXXVI of the laws of Oregon, as compiled by W. Lair Hill.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

Senate bill No. 61 coming on for second reading, was read second time.

The bill was referred to the committee on roads and highways.

Senate bill No. 113 coming on for second reading, was read second time.

On motion of Mr. Paxton, the house took up the fifth order of business.

House bill No. 332 was introduced by Mr. Thompson.

House bill No. 333 was introduced by Mr. Paxton.

House bill No. 334 was introduced by Mr. Sehlbrede.

On motion of Mr. Keyt, the courtesies of the house were extended to Hon. Warren Truitt of Alaska, and he was invited to a seat within the bar.

House bill No. 332. Mr. Thompson. A bill for an act to require depot and terminal companies doing business in incorporated cities within the state of Oregon to furnish to railway companies now or hereafter to be incorporated the use of such facilities on reasonable terms and conditions, and to prohibit discrimination in the use of such facilities.

Mr. Long moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were —

Messrs. Barkley, Beach, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Dunn, Gowdy, Guild, Gurdane, Hillegas, Hofer, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, Mintie, Moorhead, Nealon, Paxton, Rinearson, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Thompson, Tigard, Young, and Mr. Speaker — 45.

Nays — None.

Absent — Messrs. Baker, Bridges, Davis, Gates, Hope, McGreer, Myers, Patterson, Scott, Sehlbrede, Shutrum, Smith of Clackamas, Templeton, Wright, and Yates — 15.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

Mr. Long moved that the rules be further suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were —

Messrs. Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, David, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, Mintie, Moorhead, Nealon, Patterson, Paxton, Rinearson, Stanley, Stewart, Smith of Polk, Smith of Josephine, Templeton, Thompson, Tigard, Young, and Mr. Speaker — 47.

Nays — None.

Absent — Messrs. Baker, Daly, Davis, Lyle, McGreer, Myers, Scott, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Linn, Wright, and Yates — 13.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the committee on railways and transportation.

House bill No. 333. Mr. Paxton. A bill for an act redistricting the state into senatorial and representative districts, and fixing the number of senators and representatives in the legislative assembly, and to repeal an act entitled "An act redistricting the state into senatorial and representative districts, and fixing the number of senators and representatives in the legislative assembly," approved February 17, 1887.

Mr. Paxton moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were —

Messrs. Barkley, Beach, Blundell, Boothby, Bridges, Burke, Bur-

leigh, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Huffman, Jeffrey, Keyt, Lester, Long, McGreer, Moorhead, Paxton, Rinearson, Stanley, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Thompson, Tigard, Young, and Mr. Speaker—43.

Nays—None.

Absent—Messrs. Baker, Buckman, Conn, Hope, Lyle, McCracken, Mintie, Myers, Nealon, Patterson, Scott, Sehlbrede, Shutrum, Stewart, Templeton, Wright, and Yates—17.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

House bill No. 334. Mr. Sehlbrede. A bill for an act to limit the expense of printing notices in legal procedure, and to provide for the right of selection of the publication in which such printing may be made.

The bill was read first time and passed to second reading without question.

Mr. Long, chairman of the committee on resolutions, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 5, 1895. }

*Mr. Speaker:*

Your committee on resolutions, to whom was referred house joint resolutions Nos. 4, 5, 7, and 8, beg leave to report that we have had the same under consideration, and respectfully report them back to the house with the recommendation that they be referred to the judiciary committee for consideration and recommendation.

J. M. LONG,  
Chairman.

On motion of Mr. Hofer, the report was adopted.

Mr. Barkley moved that senate joint resolution No. 4 of 1893 be recalled from the senate.

The motion prevailed.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
SALEM, Oregon, }  
February 5, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate

has passed senate bill No. 84,—a bill for an act to amend section 1170 of title VII of chapter XV of Hill's annotated laws of Oregon, relating to accounts of executors and administrators, and fixing a definite time at which executors and administrators shall report.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

Mr. Hofer moved that the house take up the second order of business, reports of committees.

The motion prevailed.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 5, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 245, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,  
Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 4, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 86, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

#### AMENDMENT.

Strike out the words "section 73 of Hill's annotated laws of Oregon," in the title, and insert in lieu thereof the following: "Sections 72 (71), 73 (72), and 76 (75) of the code of civil procedure of the state of Oregon, as compiled and annotated by W. Lair Hill, relating to pleadings in civil actions."

## AMENDMENT.

Insert after the enacting clause a new section, to be numbered section 1, as follows:

Section 1. That section 72 (71) of the code of civil procedure of the state of Oregon, as compiled and annotated by W. Lair Hill, be and the same is hereby amended so as to read as follows:

Sec. 72 (71). The answer of the defendant shall contain —

1. A general or specific denial of each material allegation of the complaint controverted by the defendant, or of any knowledge or information thereof sufficient to form a belief.

2. A statement of any new matter constituting a defense or counterclaim in ordinary and concise language without repetition.

## AMENDMENT.

Strike out all of section 1 of the bill, and insert in lieu thereof the following:

Section 2. That section 73 (72) of the code of civil procedure of the state of Oregon, as compiled and annotated by W. Lair Hill, be and the same hereby is amended so as to read as follows:

Sec. 73 (72). The counterclaim mentioned in section 72 (71) must be one existing in favor of a defendant and against a plaintiff between whom a several judgment might be had in the action, and arising out of one of the following causes of action:

1. A cause of action arising out of the contract or transaction set forth in the complaint is the foundation of the plaintiff's claim.

2. In an action arising on contract, any other cause of action arising also on contract and existing at the commencement of the action.

The defendant may set forth by answer as many defenses and counterclaims as he may have, and may, in his answer, join pleas or defenses in abatement with matter in bar or to the merits. The defenses shall each be separately stated and refer to the causes or actions which they are intended to answer in such manner that they may be intelligibly distinguished.

## AMENDMENT.

Add to the bill a new section, to be numbered section 3, as follows:

Section 3. That section 76 (75) of the code of civil procedure of the state of Oregon, as compiled and annotated by W. Lair Hill, be and the same hereby is amended so as to read as follows:

Sec. 76 (75). When the answer contains new matter con-

stituting a defense or counterclaim, the plaintiff may reply to such new matter denying, generally and specifically, each allegation controverted by him, or any knowledge or information thereof sufficient to form a belief, and he may allege in ordinary and concise language, without repetition, any new matter not inconsistent with the complaint constituting a defense to such new matter in the answer.

## AMENDMENT.

Add to the bill another section, to be numbered section 4, as follows:

Section 4. Inasmuch as the present law relating to pleadings in civil actions now entails needless expense in the conduct of legal proceedings an emergency exists, and this act shall take effect and be in force from and after its approval by the governor.

O. F. PAXTON,  
Chairman.

On motion of Mr. Paxton, the amendments were adopted.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES. }  
SALEM, Oregon, }  
February 4, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 200, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,  
Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 5, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 68, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,  
Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 5, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 74, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,  
Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 5, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 21, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,  
Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 5, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 126, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with recommendation that it do pass.

O. F. PAXTON,  
Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—



REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 5, 1895. }

*Mr. Speaker :*

Your committee on judiciary, to whom was referred house bill No. 192, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass, with the following amendment:

AMENDMENT.

Amend section 1 of the bill by adding thereto a subdivision to be numbered 5, as follows:

5. To administer oaths and affirmations, and take and certify affidavits.

O. F. PAXTON,  
Chairman.

On motion of Mr. Paxton, the amendment was adopted.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

SENATE CHAMBER, }  
SALEM, Oregon, }  
February 5, 1895. }

*Mr. Speaker :*

Your committee on judiciary, to whom was referred house bill No. 8, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass, with the following amendments:

AMENDMENT.

Insert after section 6 of the bill a new section, to be numbered section 7, as follows:

Section 7. No depositary of public moneys shall receive or be paid any compensation for the receiving, holding, or disposing of public moneys.

AMENDMENT.

Change the number section 7, to section 8.

O. F. PAXTON,  
Chairman.

On motion of Mr. Paxton, the amendments were adopted.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 5, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 99, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

AMENDMENT.

Add to the bill a section, to be numbered section 2, as follows:

Section 2. Each recorder of conveyances shall have a seal of office, to be provided by the county court at the expense of the county, and of such form and bearing such device as the county court shall determine, and he shall authenticate with such seal, in addition to his signature, all acknowledgments, oaths, and affirmations and official certificates made by him.

AMENDMENT.

Amend section 1 of the bill by inserting after the word "oaths," in the next to the last line of section 1, the words "and affirmations."

O. F. PAXTON,  
Chairman.

On motion of Mr. Paxton, the amendments were adopted.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 5, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 37, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:—

**AMENDMENT.**

Strike out the word "ten," in line eleven of section 1 of the bill, and insert in lieu thereof the word "fifteen."

**AMENDMENT.**

Strike out the words "same rate," in line one of page 2 of the bill, and insert in lieu thereof the words "at the rate of eight per cent. per annum."

**AMENDMENT.**

Strike out all of the title of the bill after the figures "2820," and insert in lieu thereof the following: "of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill, relating to the redemption of land sold for taxes."

**AMENDMENT.**

Add to the bill the following: If any land sold for taxes shall be purchased by any county, city, school district, or other public corporation, having power to purchase and hold land sold for delinquent taxes, and shall afterwards redeem, the redemptioner shall pay, in addition to the amount of taxes and costs for which the same was sold, with interest thereon as in this section provided, such an amount as would be the taxes for each year had said land been regularly assessed during the period that the same is held by such purchaser, as the property of an individual owning the same.

O. F. PAXTON,  
Chairman.

On motion of Mr. Curtis, the amendments were adopted.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

**REPORT.**

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 4, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 220, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,  
Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 5, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 199, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,  
Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 5, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 71, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,  
Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 5, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 124, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,  
Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 5, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 195, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,  
Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 5, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 252, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,  
Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 5, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 212, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,  
Chairman.

Mr. Coon, chairman of the committee on horticulture, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, ' }  
February 5, 1895. }

*Mr. Speaker :*

Your committee on horticulture, to whom was referred house bill No. 2, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

## AMENDMENT.

Following line twelve in section 1 of original bill, (corresponding to line eight of printed bill,) after the words "to wit," insert the following: "*provided*, that the commissioner at large shall not receive any pay for his services."

## AMENDMENT.

After the word "shall," in line seven of section 3, (corresponding to line five of printed bill,) strike out the words "be —— dollars per month," and insert instead thereof the words "not to exceed twelve hundred dollars per year."

## AMENDMENT.

Following the last line in section 4, insert the words "or by fine and imprisonment not less than five nor more than thirty days."

## AMENDMENT.

In section 5, line eleven, (corresponding to line eight of printed bill,) strike out the word "may," and insert instead thereof the words "shall forthwith."

## AMENDMENT.

In section 11, line eleven, fill blank, as being the first word of said line, by inserting the word "three."

## AMENDMENT.

In section 13, line seven, fill blank, as being the first words in said line, by inserting the words "six thousand dollars."

AMENDMENT.

In section 13, line eight, fill blank, as being the first words in said line, by inserting the words "six thousand dollars."

T. B. COON,  
Chairman.

On motion of Mr. Coon, the amendments were adopted.

Mr. Craig, chairman of the committee on agriculture, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 1, 1895. }

*Mr. Speaker:*

Your committee on agriculture, to whom was referred house bill No. 175, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

DAVID CRAIG,  
Chairman.

Mr. Craig, chairman of the committee on agriculture, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 30, 1895. }

*Mr. Speaker:*

Your committee on agriculture, to whom was referred house bill No. 46, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:

AMENDMENT.

Strike out the words "not to exceed one hundred and fifty dollars a year" in section 3 of the bill.

DAVID CRAIG,  
Chairman.

On motion of Mr. Craig, the amendment was adopted.

Mr. Craig, chairman of the committee on agriculture, submitted the following report:—



## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 January 31, 1895. }

*Mr. Speaker:*

Your committee on agriculture, to whom was referred house bill No. 32, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

## AMENDMENT.

In lines two and three of section 1 of the printed bill, strike out the words "as provided in section 3456 of Hill's code," and insert the words "by the wire becoming detached from the posts."

## AMENDMENT.

After the word "injured," in line four, section 1 of the printed bill, insert the words "and who has been notified in writing not less than thirty days prior that such unlawful condition exists."

## AMENDMENT.

In line five, section 1, after the word "peace," strike out the superfluous words "of the."

## AMENDMENT.

After the words "possession and," in line seven of section 2 of the printed bill, insert the words "give notice by publication in the nearest newspaper of general circulation for three issues, and if the owner thereof does not appear to reclaim the said wire within thirty days."

DAVID CRAIG,  
 Chairman.

On motion of Mr. Craig, the amendments were adopted.

Mr. Craig, chairman of the committee on agriculture, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 1, 1895. }

*Mr. Speaker:*

Your committee on agriculture, to whom was referred house

bill No. 42, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:

#### AMENDMENT.

Amend by adding the following sections:

Section 15. Any person through whose lands dykes shall have been constructed under this act may be allowed to construct a dyke upon new lines between any two points on the original line. In such case the owner shall file an application with the county court, giving a plat of the proposed change, and endorsed by the superintendent of the district. If the court is satisfied that the change is not detrimental to the district, the application shall be granted. The applicant shall construct the new dykes at his own expense, and up to the standard of the original, of which fact the superintendent shall be the judge. The dyke thus constructed shall become the property of the district in the same manner as the original and subject to the same regulation, and the right of way of the original dyke thereon becomes vacated.

Section 16. The county of Lincoln shall be excluded from the operations or penalties of this law. And the citizens of said Lincoln county are hereby empowered to construct a dyke across Olalla slough at such place as they may determine for the purpose of reclaiming the land contiguous to said Olalla slough.

DAVID CRAIG,  
Chairman.

On motion of Mr. Craig the amendment was adopted.

Mr. Long, chairman of the committee on resolutions, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 5, 1895. }

*Mr. Speaker:*

Your special committee on resolutions, to whom was referred house resolution No. 35, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it be not adopted, for the reason that the legislature at the seventeenth session thoroughly investigated the same, and their report is now on file in the office of secretary of state, and the further consideration would

be a needless expense of public moneys without a corresponding benefit to the public.

J. M. LONG,  
Chairman.

Mr. McCracken, chairman of the committee on commerce submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 30, 1895. }

*Mr. Speaker:*

Your committee on commerce, to whom was referred house bill No. 6, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:

AMENDMENT.

Strike out in section 1 (one), line two, the words "purchase or," and insert in the same line after the word "equipped," the words "in the state of Oregon."

JOHN McCRAKEN,  
Chairman.

Mr. Bridges, chairman of the committee on corporations, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 4, 1895. }

*Mr. Speaker:*

Your committee on corporations, to whom was referred house bill No. 322, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass, for the reason that it is, in opinion of the committee, unconstitutional.

J. T. BRIDGES,  
Chairman.

On motion of Mr. Bridges, the report was adopted.

Mr. Bridges, chairman of the committee on corporations, submitted the following report:—

**REPORT.**

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 4, 1895. }

corporations, to whom was referred house  
to report that we have had the same under  
spectfully report it back to the house with  
that it do pass.

J. T. BRIDGES,  
Chairman.

Bridges, the report was adopted.  
man of the committee on education, sub-  
report:—

**REPORT.**

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 1, 1895. }

education, to whom was referred house bill  
report that we have had the same under con-  
ctfully report it back to the house with the  
t it do pass.

H. L. BARKLEY,  
Chairman.

man of the committee on education, sub-  
report:—

**REPORT.**

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 30, 1895. }

education, to whom was referred house bill  
report that we have had the same under  
spectfully report it back to the house with  
that it do pass with the following amend-

**AMENDMENT**

section 7, by prefixing to line twenty-seven  
of six years."

## AMENDMENT.

In section 10, line three, by striking out the word "five," and inserting in lieu thereof the word "three."

H. L. BARKLEY,  
Chairman.

On motion of Mr. Barkley, the amendments were adopted.

Mr. Barkley, chairman of the committee on education, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 1, 1895. }

*Mr. Speaker:*

Your committee on education, to whom was referred house bill No. 132, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

## AMENDMENT.

The word "that" shall be prefixed to line one of section 1.

## AMENDMENT.

The word "that" shall be prefixed to line one of section 2.

H. L. BARKLEY,  
Chairman.

On motion of Mr. Barkley, the amendments were adopted.

Mr. Barkley, chairman of the committee on education, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 29, 1895. }

*Mr. Speaker:*

Your committee on education, to whom was referred house bill No. 19, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

## AMENDMENT.

In section 3, line one, strike out the word "directors," and insert the word "regents."

## AMENDMENT.

Also, in line three of same section, strike out the words "who are now elected," and insert in lieu thereof "shall hereinafter, as provided, be appointed by the governor."

## AMENDMENT.

Also, in section 3, line three, strike out the word "directors," and insert in lieu thereof the word "regents."

## AMENDMENT.

Also, in section 3, line eight, strike out the word "directors," and insert in lieu thereof the word "regents."

## AMENDMENT.

Strike out all of section 4, and insert in lieu thereof "The governor shall, within thirty days after the passage of this act, appoint three regents, who shall serve for a period of three years, and shall have full control of the management of the said graded school, and the moneys herein appropriated, as provided by this act."

H. L. BARKLEY,  
Chairman.

On motion of Mr. Barkley, the amendments were adopted.

Mr. Barkley, chairman of the committee on education, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 1, 1895. }

*Mr. Speaker:*

Your committee on education, to whom was referred house bill No. 141, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

H. L. BARKLEY,  
Chairman.

Mr. Barkley, chairman of the committee on education, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 5, 1895. }

*Mr. Speaker:*

Your committee on education, to whom was referred house bill No. 242, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

H. L. BARKLEY,  
Chairman.

Mr. Barkley, chairman of the committee on education, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 31, 1895. }

*Mr. Speaker:*

Your committee on education, to whom was referred house bill No. 9, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

AMENDMENT.

Strike out the following from lines three, four, and five, section 8: "The secretary may be allowed a compensation of not to exceed two hundred dollars per annum, and the treasurer not to exceed one hundred dollars per annum, to be paid as the other salaries are paid."

AMENDMENT.

Add to line twenty-eight, section 12, the following: "For a period of six years."

H. L. BARKLEY,  
Chairman.

On motion of Mr. Blundell, the report was adopted.

Mr. Hofer, chairman of the committee on banking and insurance, submitted the following report:—



## REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 4, 1895. }

*Mr. Speaker:*

Your committee on banking and insurance, to whom was referred house bill No. 53, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:

## AMENDMENT.

Add at end of section 1: *provided*, that no insurance company shall be authorized to charge and collect a higher rate of insurance in this state, from and after this act becomes a law, than was charged and collected prior to its enactment.

E. HOFER,  
Chairman.

On motion of Mr. Paxton, the report was recommitted to the committee.

Mr. Stanley, chairman of the committee on labor, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 5, 1895. }

*Mr. Speaker:*

Your committee on labor, to whom was referred house bill No. 235, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass; all the provisions in this bill are contained in house bill No. 31.

CALVIN STANLEY,  
Chairman.

Mr. Stanley, chairman of the committee on labor, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 5, 1895. }

*Mr. Speaker:*

Your committee on labor, to whom was referred house bill No.

206, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

CALVIN STANLEY,  
Chairman.

Mr. Stanley, chairman of the committee on labor, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 5, 1895. }

*Mr. Speaker:*

Your committee on labor, to whom was referred house bill No. 31, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

#### AMENDMENT.

Make section 7 to read as follows:

Section 7. Any person or any number of persons claiming liens under this act may join in the same action, and when separate suits are commenced, the court or justice may consolidate them, and the court or justice may allow as part of the costs the money paid for filing and recording the claim.

#### AMENDMENT.

Make section 7 to be numbered section 8, and in line two of section 8 insert the words "title II" instead of "title III."

CALVIN STANLEY,  
Chairman.

On motion of Mr. Curtis, the amendments were adopted.

Mr. Smith of Clackamas, chairman of the committee on medicine and pharmacy, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 30, 1895. }

*Mr. Speaker:*

Your committee on medicine and pharmacy, to whom was referred house bill No. 117, beg leave to report that we have had

the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

C. B. SMITH,  
Chairman.

Mr. Smith of Clackamas, chairman of the committee on medicine and pharmacy, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 30, 1895. }

*Mr. Speaker :*

Your committee on medicine and pharmacy, to whom was referred house bill No. 45, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

C. B. SMITH,  
Chairman.

Mr. Smith of Clackamas, chairman of the committee on medicine and pharmacy, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 4, 1895. }

*Mr. Speaker :*

Your committee on medicine and pharmacy, to whom was referred house bill No. 237, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

C. B. SMITH,  
Chairman.

Mr. Smith of Clackamas, chairman of the committee on medicine and pharmacy, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 4, 1895. }

*Mr. Speaker :*

Your committee on medicine and pharmacy, to whom was referred house bill No. 186, beg leave to report that we have had

the same under consideration, and respectfully report it back to the house with the recommendation that it do pass when amended to read as follows:

#### AMENDMENT.

A bill for an act to amend sections 1, 2, 3, 6, 7, 8, 9, and 10, and to repeal section 5 of an act entitled "An act to regulate the practice of dentistry in the state of Oregon, and providing penalties for the violation of the same," passed and approved February 23, 1887.

*Be it enacted by the Legislative Assembly of the State of Oregon:*

[Section 1.] That section 1 of an act entitled "An act to regulate the practice of dentistry in the state of Oregon, and providing penalties for the violation of the same," approved February 23, 1887, be amended to read as follows:

Sec. 1. That it shall be unlawful for any person to practice or attempt to practice dentistry or dental surgery in the state of Oregon without having first received a certificate from the state board of dental examiners; *provided*, that nothing in this act shall be applied to any person engaged in the practice of dentistry or dental surgery in this state at the time of the passage of this act, except as hereinafter provided; *and provided further*, that nothing in this act shall be so construed as to prevent physicians from extracting teeth.

[Section 2.] That section 2 of an act entitled "An act to regulate the practice of dentistry in the state of Oregon, and providing penalties for the violation of the same," approved February 23, 1887, be amended to read as follows:

Sec. 2. A board of examiners, consisting of five practicing dentists of acknowledged ability as such and who are residents of this state, is hereby created, who shall have authority to issue certificates to persons in the practice of dentistry or dental surgery, and to pass upon the qualifications of such persons who may hereafter desire to enter into the practice of dentistry in this state, as hereinafter provided. The governor shall appoint one additional dental examiner to fill the board after the passage of this amended section.

[Section 3.] That section 3 of an act entitled "An act to regulate the practice of dentistry in the state of Oregon, and providing penalties for the violation of the same," approved February 23, 1887, be amended to read as follows:

Sec. 3. That the members of said board shall be appointed by the governor, and shall serve for the term of four years. In case of any vacancy occurring in said board, such vacancy shall be filled by appointment by the governor.

[Section 4.] That section 6 of an act entitled "An act to regulate the practice of dentistry in the state of Oregon, and providing penalties for the violation of the same," approved February 23, 1887, be amended to read as follows:

Sec. 6. Hereafter, when any person may desire to enter into the practice of dentistry in this state, such person shall appear before said board of examiners at any of its regular or special meetings to be examined with reference to his or her knowledge of chemistry, physiology, the anatomy of the head and face, dental pathology, and therapeutics, and skill in surgical and mechanical dentistry, and when the examination shall prove satisfactory, the board of examiners shall issue such person a certificate to that effect, in accordance with the provisions of this act.

[Section 5.] That section 7 of an act entitled "An act to regulate the practice of dentistry in the state of Oregon, and providing penalties for the violation of the same," approved February 23, 1887, be amended to read as follows:

Sec. 7. The statement of every person making application to the board of examiners for a certificate granting the right to practice dentistry or dental surgery in this state, as provided in this act, shall be verified under oath before a notary public or justice of the peace in such a manner as may be prescribed by the board of examiners. All certificates issued by said board shall be signed by the board, and such certificates shall be *prima facie* evidence of the right of the holder to practice dentistry in the state of Oregon.

[Section 6.] That section 8 of an act entitled "An act to regulate the practice of dentistry in the state of Oregon, and providing penalties for the violation of the same," approved February 23, 1887, be amended to read as follows:

Sec. 8. Any person who shall receive a certificate from the board of examiners in accordance with the provisions of this act, shall within one month thereafter cause the same to be registered with the county clerk of the county in which such person shall reside or engage in the practice of dentistry, and the county clerk shall charge for registering said certificate a fee of one dollar; and a failure or neglect on the part of such person to so register, as provided in this section, shall work a suspension of said certificate, and it shall be unlawful for such person to practice dentistry or dental surgery in this state during such suspension, and until proper application to and restoration by the board of examiners of said certificates so suspended; and upon the payment of such fee as is provided in section 8 of this act; *and it is hereby further provided*, that each certificate issued by said board shall be posted up and open at all times to public inspection in the owner's office.

[Section 7.] That section 9 of an act entitled "An act to regulate the practice of dentistry in the state of Oregon, and providing penalties for the violation of the same," approved February 23, 1887, be amended to read as follows:

Sec. 9. In order to provide means for carrying out and maintaining the provisions of this act, said board of examiners shall charge all such persons applying to or appearing before them for the purposes set forth in this act, the following fees, viz.: for the examination as to the qualifications, as set forth and provided in this act, of any person who may desire to practice dentistry in this state, ten dollars; for restoring each suspended certificate, ten dollars, and for each certificate issued by said board to any other person named, one dollar additional; and out of the fund coming into the possession of said board from fees so charged under the provisions of this act, all legitimate necessary traveling expense incurred by the members of said board in attending the meetings thereof and transacting the necessary business appertaining thereto shall be paid, and a just and reasonable compensation shall be paid the members of the board for the time so occupied; and the secretary of said board shall become the custodian of all moneys received as above provided, he giving such bond as the board from time to time shall direct; and said board shall make a biennial report to the governor by the first day of December of each alternate year of its proceedings, together with an account of all moneys received and disbursed by them pursuant to this act; *provided*, that no part of the expenses of said board shall ever be paid out of the state treasury.

[Section 8.] That section 10 of an act entitled "An act to regulate the practice of dentistry in the state of Oregon, and providing penalties for the violation of the same," approved February 23, 1887, be amended to read as follows:

Sec. 10. Any person who shall, in violation of this act, practice dentistry in the state of Oregon shall be deemed guilty of a misdemeanor and liable to prosecution in the circuit court; and it is hereby made the duty of the prosecuting attorney of the district in which said offense is committed to prosecute such offender, and on conviction of such person so offending, he or she shall be fined not less than fifty nor more than two hundred dollars, or confined in the county jail six months for each and every offense; *provided*, that any person so convicted shall not be entitled to any fee for services rendered, and if a fee shall have been paid, the patient or his or her heirs may recover the same as debts of like amount are now recoverable by law, and all fines collected under the provisions of this act shall inure to the common school fund.

[Section 9.] That section 5 of an act entitled "An act to regulate the practice of dentistry in the state of Oregon, and provid-

ing penalties for the violation of the same," approved February 23, 1887, be and the same is hereby repealed.

C. B. SMITH,  
Chairman.

Mr. Smith of Clackamas, chairman of the committee on medicine and pharmacy, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 1, 1895, }

*Mr. Speaker :*

Your committee on medicine and pharmacy, to whom was referred house bill No. 76, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

C. B. SMITH,  
Chairman.

Mr. Smith of Clackamas, chairman of the committee on medicine and pharmacy, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 4, 1895. }

*Mr. Speaker :*

Your committee on medicine and pharmacy, to whom was referred house bill No. 147, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with recommendation that it do not pass.

C. B. SMITH,  
Chairman.

Mr. Smith of Clackamas, chairman of the committee on medicine and pharmacy, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 4, 1895. }

*Mr. Speaker :*

Your committee on medicine and pharmacy, to whom was re-



ferred house bill No. 75, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

C. B. SMITH,  
Chairman.

Mr. Smith of Clackamas, chairman of the committee on medicine and pharmacy, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 1, 1895. }

*Mr. Speaker:*

Your committee on medicine and pharmacy, to whom was referred house bill No. 202, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

C. B. SMITH,  
Chairman.

#### JOINT CONVENTION.

The joint convention of February 5, 1895, was called to order at 12 o'clock m. by the president of the senate, Hon. Joseph Simon.

The chief clerk of the senate called the roll of the senate, and all the senators were present.

The chief clerk of the house called the roll of the house, and all the representatives were present, except Representatives Scott and Templeton.

The following named gentlemen were announced as being paired on the vote for United States senator: Scott with Templeton.

There being no objection, the reading of the journal of the joint convention of Monday, the 4th instant, was dispensed with.

The president announced that as no person had received a majority of all the votes cast for United States senator for Oregon in the joint convention of both houses on yesterday, the 4th instant, there had been no election, and directed the calling of the roll of the joint convention for the purpose of voting for United States senator.

The roll was called and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Beach, Blundell, Bridges, Brownell, Calbreath, Calvert, Cardwell, Carter, Cleeton, Conn, Daly, David, Dawson, Denny, Gesner, Gowan, Gowdy, Hobson, Long, Maxwell, McCracken, McGinn, McGreer, Mintie, Moorhead, Myers, Patterson of Marion, Paxton,

Price, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Thompson, Woodard, Mr. Speaker, and Mr. President—41.

Those voting for Hon. J. K. Weatherford were: Messrs. Beckley, Butler, Cogswell, Huston, McAlister, Raley, Smith of Sherman, and Smith of Clatsop—8.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vanderburg, and Young—10.

Those voting for Hon. Binger Hermann were: Messrs. Alley, Baker, Boothby, Cooper, Curtis, Hillegas, Hofer, Johnson, McClung, Patterson of Grant, Smith of Linn, and Yates—12.

Those voting for Hon. Geo. H. Williams were: Messrs. Burke, Cole, Coon, Craig, Gates, Guild, Keyt, Lester, Lyle, Rinearson, and Tigard—11.

Those voting for Hon. S. A. Lowell were: Messrs. Davis, Gurdane, and Hope—3.

Those voting for Hon. Wm. P. Lord were: Messrs. Barkley, Dunn, and Wright—3.

Absent—Messrs. Scott and Templeton—2.

Total number of votes cast—88.

The president announced that as no person had received a majority of all the votes cast there had been no election.

On motion of Representative Curtis, the joint convention adjourned.

On motion of Mr. Long, the house adjourned.

R. E. MOODY,  
Chief clerk.

## AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 5, 1895. }

The house was called to order at 2:30 o'clock p. m., pursuant to adjournment, by the speaker.

The roll was called, and all the members were present, except Messrs. Cardwell, Cole, Conn, Guild, Hope, Long, Lyle, McGreer, Myers, Paxton, Shutrum, and Templeton.

A communication was received inviting this house to attend a musicale of the conservatory of music of Willamette university, Wednesday evening.

The speaker called Mr. Smith of Josephine to the chair.

Mr. Baker, chairman of the committee on military affairs, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 4, 1895. }

*Mr. Speaker :*

Your committee on military affairs, to whom was referred house bill No. 173, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:

AMENDMENT.

In section 12, line nine, after the words "other officials," insert the words "and employés."

C. H. BAKER,  
Chairman.

On motion of Mr. Patterson, the amendment was adopted.

Mr. Dunn, chairman of the committee on mining, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 1, 1895. }

*Mr. Speaker :*

Your committee on mining, to whom was referred house bill No. 193, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

AMENDMENT.

That the third word in section 1 shall be made plural.

AMENDMENT.

Also, that the words "or minerals," in line six, be struck out so it will occur but once.

GEO. W. DUNN,  
Chairman.

On motion of Mr. Dunn, the amendments were adopted.

Mr. Dunn, chairman of the committee on mining, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 2, 1895. }

*Mr. Speaker :*

Your committee on mining, to whom was referred house bill No. 207, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

GEO. W. DUNN,  
Chairman.

Mr. Myers, chairman of the committee on penal, reformatory, and charitable institutions, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 5, 1895. }

*Mr. Speaker:*

Your committee on penal, reformatory, and charitable institutions, to whom was referred house bill No. 134, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:

AMENDMENT.

Strike out the word "warden," in lines three and five of section 1 of the printed bill, and insert in lieu thereof the word "superintendent."

GEO. T. MYERS,  
Chairman.

On motion of Mr. Jeffrey, the amendment was adopted.

Mr. Myers, chairman of the committee on penal, reformatory, and charitable institutions, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 5, 1895. }

*Mr. Speaker:*

Your committee on penal, reformatory, and charitable institu-

tions, to whom was referred house bill No. 144, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

GEO. T. MYERS,  
Chairman.

Mr. Curtis, chairman of the committee on printing, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 5, 1895. }

*Mr. Speaker:*

Your committee on printing, to whom was referred house bill No. 241, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that the bill substituted therefor amendatory thereof do pass.

C. J. CURTIS,  
Chairman.

On motion of Mr. Hofer, the report was adopted.

Mr. Curtis, chairman of the committee on printing, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 5, 1895. }

*Mr. Speaker:*

Your committee on printing, to whom was referred house bill No. 171, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:

AMENDMENT.

Strike out all that part of section 2 from the words "of this act," in line ten, all of lines eleven, twelve, thirteen, fourteen, fifteen, and all of line sixteen, ending with the word "space," for the reason that the same is provided for in house bill No. 241.

C. J. CURTIS,  
Chairman.

On motion of Mr. Curtis, the amendment was adopted.

Mr. Curtis, chairman of the committee on printing, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 2, 1895. }

*Mr. Speaker:*

Your committee on printing, to whom was referred house bill No. 223, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

C. J. CURTIS,  
Chairman.

Mr. Curtis, chairman of the committee on printing, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 2, 1895. }

*Mr. Speaker:*

Your committee on printing, to whom was referred house bill No. 226, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with recommendation that it do pass.

C. J. CURTIS,  
Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 5, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 321, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

## AMENDMENT.

Strike out section 1 of the bill and insert in lieu thereof the following:

Section 1. The governor is hereby authorized to contract with and lease to any person, firm, or corporation, upon such terms and for such compensation as he may deem advisable, not less, however, than thirty-five cents per day for the labor of each convict, the whole or any part of the labor of the convicts at any time confined in the penitentiary of this state for any period or periods of time not exceeding ten years. No convict shall be compelled to work while sick or otherwise incapacitated, and no convict shall be compelled to labor for a longer time than ten hours each day. The superintendent, warden, or other proper officer or officers of the penitentiary shall have general charge and custody of the convicts while they are engaged in such labor. The compensation received for the labor of the convicts shall be paid to the treasurer of the state of Oregon quarterly, and become a part of the general fund of the state. The labor of convicts shall be performed by them within the penitentiary building or within the yard or enclosure thereof.

AMENDMENT.

Strike out section 2 of the bill and insert in lieu thereof the following:

Section 2. All contract made for the labor of convicts shall be in writing, and a copy thereof shall be filed in the office of the secretary of state. Every person with whom any contract is made for the labor of convicts, before he shall be entitled to the same, shall execute and deliver a bond to the state of Oregon in such sum as the governor shall require, with one or more sureties, to be approved by the governor, conditioned that such contractor will pay over all sums of money which may become due on his contract. When any convict, by reason of sickness or inability, shall be unable to perform labor, the contractor shall not be required to pay for the labor of such convict during the time he is unable to work.

AMENDMENT.

Strike out section 3 of the bill and insert in lieu thereof the following:

Section 3. Inasmuch as the convicts in the penitentiary are now idle, and there is no law authorizing their employment, and it is of great public advantage that the convicts be employed and earning money for the benefit of the state an emergency exists, and this act shall take effect and be in force from and after its approval by the governor.

O. F. PAXTON,  
Chairman.



On motion of Mr. Paxton, the amendments were adopted.

Mr. Long was granted unanimous consent to introduce house bill No. 335.

Mr. Boothby, chairman of the committee on public morals, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 4, 1895. }

*Mr. Speaker :*

Your committee on public morals, to whom was referred house bill No. 25, beg leave to report that we have had the same under consideration, and respectfully report it back to the house, with the recommendation that it do pass with the following amendment, by substituting the same as bill hereto attached.

J. S. BOOTHBY.  
Chairman.

#### SUBSTITUTE FOR HOUSE BILL NO. 25.

A bill for an act to amend section 503 of chapter V of title VII of Hill's annotated laws of Oregon.

*Be it enacted by the Legislative Assembly of the State of Oregon:*

[Section 1.] That section 503 of chapter V of title VII of Hill's annotated laws of Oregon, be amended so as to read as follows:

Sec. 503. A decree declaring a marriage void or dissolved at the suit or claim of either party shall have the effect to terminate such marriage; *provided*, that the party in whose favor such decree is made shall not be capable of contracting marriage with a third person until the suit has been heard and determined on appeal, and if no appeal be taken, until the expiration of the period allowed by this code to take such appeal; *and provided further*, that the party in fault and against whom such decree is made shall not be capable of contracting marriage with a third person until after the expiration of two years from the date of such decree; any person who shall violate the provisions of this section by contracting marriage contrary to its provision shall, upon conviction thereof, be punished by imprisonment in the penitentiary of the state for not less than one nor more than three years, or by a fine of not more than one thousand dollars.

On motion of Mr. Hofer, the substitute was adopted and ordered printed.

House bill No. 228 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cleeton, Cole, Conn, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Thompson, Tigard, Wright, and Yates—47.

Nays—None.

Absent—Messrs. Baker, Cardwell, Coon, Hope, Lyle, McGreer, Mintie, Scott, Shutrum, Smith of Clackamas, Templeton, Young, and Mr. Speaker—13.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. David, chairman of the committee on roads and highways, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 4, 1895. }

*Mr. Speaker:*

Your committee on roads and highways, to whom was referred house bill No. 43, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

J. E. DAVID,  
Chairman.

Mr. Lyle, chairman of the committee on counties, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 5, 1895. }

*Mr. Speaker:*

Your committee on counties, to whom was referred house bill No. 14, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

AMENDMENT.

In section 1, line three of printed bill, after the words "ten cents a mile," insert "for miles actually traveled."

AMENDMENT.

In section 1, lines five and six of printed bill, strike out the words "and shall be retained by him."

AMENDMENT.

In section 1, line five, after the word "officer," insert "*provided*, the provisions of this act shall not apply to Multnomah county."

A. R. LYLE,  
Chairman.

On motion of Mr. Long, the bill and amendments were referred to the committee on salaries and compensations of state and county officers.

Mr. Lyle, chairman of the committee on counties, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 2, 1895. }

*Mr. Speaker:*

Your committee on counties, to whom was referred house bill No. 227, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

A. R. LYLE,  
Chairman.

Mr. Hofer, chairman of the committee on banking and insurance, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 4, 1895. }

*Mr. Speaker:*

Your committee on banking and insurance, to whom was referred house bill No. 53, beg leave to report that we have had

the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

E. HOFER,  
Chairman.

On motion of Mr. Hofer, the report was adopted.

Mr. Wright moved that the house take up the fifth order of business.

The motion prevailed.

House bill No. 335. Mr. Long. A bill for an act to amend section 8 of an act entitled an act to change in part the compensation and mode of payment thereof to the county clerks, recorder of conveyances, clerks of the circuit courts and county courts in the state, and of the sheriffs of the several counties; to repeal certain provisions of statute providing for the payment of certain fees in certain cases; to provide for the payment by parties to appeals, actions, suits, and proceedings of certain sums; to assist the state and the several counties in defraying expenses consequent upon the administration of justice; to provide for the appointment of deputies for the various officers above enumerated in certain cases, and for their compensation, and for the payment to the state and several counties of sums of money and fees paid to said officers by parties litigant, which was filed in the office of the secretary of state February 22, 1893.

Mr. Long moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cole, Conn, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Tigard, Wright, Yates, and Young—49.

Nays—None.

Absent—Messrs. Baker, Blundell, Cardwell, Cleeton, Coon, Gates, Myers, Scott, Templeton, Thompson, and Mr. Speaker—11.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

House bill No. 336. Mr. Wright. A bill for an act to regulate the keeping of county accounts by the county clerk and county treasurer.

The bill was read first time and passed to second reading without question.

The house passed to the sixth order of business, second reading of house bills.

The committee on salaries and mileage was granted leave to retire.

House bill No. 255 coming on for second reading, Mr. Patterson moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cleeton, Cole, Conn, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Keyt, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Nealon, Patterson, Paxton, Sehlbrede, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Tigard, Wright, Yates, and Young—48.

Nays—None.

Absent—Messrs. Blundell, Cardwell, Coon, Jeffrey, Lyle, Myers, Rinearson, Scott, Shutrum, Smith of Clackamas, Thompson, and Mr. Speaker—12.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the committee on fisheries and game.

House bill No. 256 coming on for second reading, Mr. Yates moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Burke, Burleigh, Calvert, Cleeton, Cole, Conn, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Keyt, Lester, Lyle, McCracken, Mintie, Moorhead, Myers, Nealon, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Thompson, Tigard, Yates, and Young—46.

Nays—None.

Absent—Messrs. Beach, Buckman, Cardwell, Coon, Jeffrey, Long, McGreer, Patterson, Rinearson, Scott, Smith of Clackamas, Templeton, Wright, and Mr. Speaker—14.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the committee on food and dairy products.

Unanimous consent being given, Mr. Cleeton introduced house bill No. 337.

Unanimous consent being given, Mr. Lyle introduced a substitute for house bill No. 253.

House bill No. 257 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 258 coming on for second reading, was read second time.

On motion of Mr. McCracken, the bill was referred to the committee on commerce.

House bill No. 260 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 261 coming on for second reading, was read second time.

The bill was referred to the committee on railways and transportation.

House bill No. 262 coming on for second reading, was read second time.

The bill was referred to the committee on education.

House bill No. 263 coming on for second reading was read second time.

The bill was referred to the committee on judiciary.

House bill No. 264 coming on for second reading, Mr. Smith of Linn moved that the rules be suspended and that the bill be read second time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Burleigh, Oleeton, Cole, Conn, Cooper, Curtis, Daly, David, Davis, Dunn, Gates, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Lyle, McCracken, McGreer, Mintie, Nealon, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Young, and Mr. Speaker—44.

Nays—None.

Absent—Messrs. Beach, Burke, Calvert, Cardwell, Coon, Craig, Gowdy, Guild, Long, Moorhead, Myers, Patterson, Rinearson, Scott, Wright, and Yates—16.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the committee on assessment and taxation.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 5, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that senate con-

current resolutions Nos. 3, 4, 9, 11, 12, 13, and 15 are reported as correctly enrolled.

And the same are herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 5, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that senate joint memorials Nos. 1 and 5 are reported as correctly enrolled.

And the same are herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 5, 1895. }

*Mr. President :*

I am directed by the speaker to inform you that senate joint resolution No. 2 is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

Mr. Paxton moved that house bill No. 321 be printed as amended and sent to the house at as early an hour as practicable.

The motion prevailed.

House bill No. 266 coming on for second reading, was read second time.

The bill was referred to the committee on penal, reformatory, and charitable institutions.

House bill No. 267 coming on for second reading, Mr. Moorhead moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hille-



gas, Hofer, Hope, Huffman, Lester, Lyle, McCracken, McGreer, Mintie, Moorhead, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Beach, Cardwell, Daly, Jeffrey, Keyt, Long, Myers, and Scott—8.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the committee on elections.

House bill No. 269 coming on for second reading, was read second time.

The bill was referred to the committee on assessment and taxation.

House bill No. 270 coming on for second reading, Mr. Wright moved that the same be indefinitely postponed.

The motion prevailed.

House bill No. 271 coming on for second reading, was read second time.

The bill was referred to the committee on counties.

House bill No. 273 coming on for second reading, was read second time.

The bill was referred to the committee on penal, reformatory, and charitable institutions.

House bill No. 275 coming on for second reading, was read second time.

The bill was referred to the committee on railways and transportation.

House bill No. 276 coming on for second reading, Mr. Patterson moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Bridges, Buckman, Burke, Burleigh, Cleeton, Cole, Conn, Cooper, Craig, Curtis, Daly, David, Davis, Gates, Gowdy, Guild, Hofer, Hope, Huffman, Keyt, Lester, Long, Lyle, McCracken, McGreer, Moorhead, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Thompson, Tigard, Yates, and Young—44.

Nays—None.

Absent—Messrs. Blundell, Boothby, Calvert, Cardwell, Coon, Dunn, Gurdane, Hillegas, Jeffrey, Mintie, Myers, Rinearson, Scott, Templeton, Wright, and Mr. Speaker—16.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the committee on education.

Mr. Craig moved that there be no further second reading of bills until the bills be printed and distributed.

The motion was lost.

House bill No. 277 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 279 coming on for second reading, was read second time.

The bill was referred to the committee on agriculture.

House bill No. 280 coming on for second reading, was read second time.

The bill was referred to the committee on roads and highways.

House bill No. 281 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 282 coming on for second reading, Mr. Hofer moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Burke, Burleigh, Calvert, Cleeton, Cole, Conn, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Nealon, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Smith of Polk, Smith of Josephine, Smith of Linn, Thompson, Tigard, Yates, Young, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Baker, Bridges, Buckman, Cardwell, Coon, Myers, Patterson, Scott, Stewart, Smith of Clackamas, Templeton, and Wright—12.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the committee on judiciary.

House bill No. 284 coming on for second reading, was read second time.

The bill was referred to the committee on education.

House bill No. 285 coming on for second reading, was read second time.

On motion of Mr. Patterson, the bill was referred to the committee on assessment and taxation.

House bill No. 286 coming on for second reading, was read second time.

The bill was referred to the committee on roads and highways.

House bill No. 287 coming on for second reading, was read second time.

The bill was referred to the committee on claims.

House bill No. 304 coming on for second reading, was read second time.

The bill was referred to the committee on railways and transportation.

Mr. Daly presented a petition from a large number of voters in Benton county asking that the indebtedness clause in the old assessment laws be reenacted, as did also Mr. Blundell a petition from the people of Douglas county.

The seventh order of business was taken up.

Mr. Paxton moved that house bill No. 227 be considered engrossed and placed upon the calendar for third reading.

The motion prevailed.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 5, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that senate bill No. 182 is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 5, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that senate bill No. 37 is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 5, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that the senate has passed senate bill No. 3,—a bill for an act to amend sections 1, 2, 3, 4, 5, and 6 of an act entitled "An act to provide for the issuance of bonds for the improvement of streets and laying of sewers in incorporated cities, and for the payment of the cost of such improvement and laying of sewers by installment," filed in the office of the secretary of state February 22, 1893.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 5, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that senate bill No. 103 is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 5, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that senate bill No. 51 is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 5, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that the senate

has passed senate bill No. 96,—a bill for an act to amend sections 2119 and 2127 of Hill's annotated laws of Oregon, as compiled and annotated by William Lair Hill, relating to appeals from justice's courts.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 5, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that senate bill No. 115 is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

The speaker announced that he was about to sign senate bills Nos. 182, 37, 103, 51, and 115, and soon thereafter declared that he had signed the same.

The speaker announced that he was about to sign senate concurrent resolutions Nos. 3, 4, 9, 11, 12, 13, and 15, and senate joint memorials Nos. 1 and 5, and senate joint resolution No. 2, and soon thereafter declared that he had signed the same.

On motion of Mr. Cleeton, the courtesies of the house were extended to Prof. P. L. Campbell of the state normal school, and he was invited to a seat within the bar.

House bill No. 227 was read third time.

Mr. Gates moved that the matter of action on house bill No. 227 be suspended for four days.

The motion prevailed.

Mr. Cole moved that the house adjourn.

The motion prevailed.

R. E. MOODY,  
Chief clerk.

WEDNESDAY, FEBRUARY 6, 1895.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 6, 1895. }

The house was called to order at 9:30 o'clock a. m. by the speaker.

The session was opened with prayer by Rev. W. C. Kantner of Salem.

The roll was called, and all the members were present, except Messrs. Calvert, Cardwell, David, Gurdane, Hillegas, McCracken, Myers, Scott, Stewart, and Smith of Clackamas.

On motion of Mr. Paxton, the reading of the journal of yesterday was dispensed with.

Mr. Hofer, chairman of the committee on revision and correction of journal, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 6, 1895. }

*Mr. Speaker:*

Your committee on revision and correction of journal, to whom was referred the journal of February 4th, beg leave to report that we have had the same under consideration, and respectfully report back to the house that we have examined the same and find it correct.

E. HOFER,  
Chairman.

On motion of Mr. Hofer, the report was adopted.

Mr. Paxton moved that house bill No. 227 be postponed to 3 o'clock p. m. Monday.

The motion prevailed.

Mr. Hofer moved that the amendment in compliance with notice given by him yesterday, that the committee on roads and highways be increased to five members, be adopted.

The motion prevailed.

Mr. Cleeton moved that the house take up the fifth order of business.

The motion prevailed.

House bill No. 338 was introduced by Mr. Long.

House bill No. 339 was introduced by Mr. Keyt.

House bill No. 340 was introduced by Mr. Lester.

House bill No. 341 was introduced by Mr. Rinearson.

House bill No. 342 was introduced by Mr. Smith of Josephine.

House bill No. 343 was introduced by Mr. Cleeton.

House bill No. 337. Mr. Cleeton. A bill for an act entitled an act for the selection and sale of certain school lands.

The bill was read first time and passed to second reading without question.

House bill No. 338. Mr. Long. A bill for an act to amend sections 1, 2, and 3 of an act entitled "An act to change in part the compensation and mode of payment thereof to the county clerks, recorders of conveyances, clerks of the circuit courts and county courts in the state, and of the sheriffs of the several counties; to repeal certain fees to said officers and the trial fees in certain cases; to provide for the payment by parties to appeals, actions, suits, and proceedings of certain sums; to assist the state and several counties in defraying expenses consequent upon the administration of justice; to provide for the appointment of deputies for the various officers above enumerated in certain cases, and for their compensation and further payment to the state and several counties of sums of money and fees paid to said officers by parties litigant," passed and adopted by the seventeenth regular session of the general assembly of the state of Oregon, and filed in the office of the secretary of state February 12, 1893.

Mr. Long moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hofer, Hope, Huffman, Keyt, Lester, Long, Lyle, McCracken, McGreer, Moorhead, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—49.

Nays—None.

Absent—Messrs. Baker, Beach, Cardwell, Daly, Guild, Hillegas, Jeffrey, Mintie, Myers, Scott, and Wright—11.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

Mr. Long moved that the rules be suspended and that the bill be read second time now and by title only.



On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Boothby, Buckman, Burke, Burleigh, Calvert, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Keyt, Long, McCracken, McGreer, Moorhead, Nealon, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—45.

Nays—None.

Absent—Messrs. Baker, Beach, Blundell, Bridges, Cardwell, Guild, Jeffrey, Lester, Lyle, Mintie, Myers, Patterson, Scott, Smith of Clackamas, and Wright—15.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the committee on salary of state and county officers.

Messrs. Cardwell and Myers were granted leave of absence for the day.

House bill No. 339. Mr. Keyt. A bill for an act to forbid the display of foreign flags on public buildings.

The bill was read first time and passed to second reading without question.

House bill No. 340. Mr. Lester. A bill for an act for the protection of salmon in the streams, rivers, and tide waters of the state of Oregon.

The bill was read first time and passed to second reading without question.

House bill No. 341. Mr. Rinearson. A bill for an act regulating sturgeon fishing on the rivers and waters of this state, and in the rivers and waters over which it has concurrent jurisdiction.

The bill was read first time and passed to second reading without question.

The committees on claims and elections were excused.

House bill No. 342. Mr. Smith of Josephine. A bill for an act to amend section 2328 of the miscellaneous laws of Oregon, as compiled by W. Lair Hill, relating to the times of holding the circuit court in the first judicial district.

The bill was read first time and passed to second reading without question.

House bill No. 343. Mr. Cleeton. A bill for an act to provide for the relocation of the county seat of Columbia county.

The bill was read first time and passed to second reading without question.

Mr. Smith of Josephine moved that the rules be suspended and that house bill No. 342 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Blundell, Bridges, Burke, Burleigh, Calvert, Cleeton, Cole, Conn, Coon, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hofer, Hope, Huffman, Jeffrey, Long, Lyle, McCracken, McGreer, Moorhead, Nealon, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—43.

Nays—None.

Absent—Messrs. Baker, Beach, Boothby, Buckman, Cardwell, Cooper, Guild, Hillegas, Keyt, Lester, Mintie, Myers, Patterson, Paxton, Scott, Smith of Clackamas, and Smith of Linn—17.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the committee on judiciary.

The speaker announced that he had appointed Messrs. Conn and Cleeton as the additional members of the committee on roads and highways.

Mr. Cleeton moved that the rules be suspended and that house bill No. 343 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Blundell, Boothby, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Long, Lyle, McCracken, McGreer, Moorhead, Nealon, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Templeton, Thompson, Tigard, Wright, Yates, and Mr. Speaker—46.

Nays—None.

Absent—Messrs. Baker, Beach, Bridges, Buckman, Burke, Keyt, Lester, Mintie, Myers, Patterson, Scott, Smith of Clackamas, Smith of Linn, and Young—14.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the committee on counties.

The sixth order of business was taken up.

Unanimous consent being given, Mr. Conn introduced house joint memorial No. 7.

#### HOUSE JOINT MEMORIAL NO. 7.

*To the Congress of the United States:* Your memorialist, the legislative assembly of the state of Oregon, would respectfully represent that,—Whereas, by an act of congress, approved March third,

in the year of our Lord one thousand eight hundred and ninety-one, entitled "An act to repeal timber culture laws, and for other purposes," that the president of the United States may, from time to time, set apart and reserve, in any state or territory having public lands bearing forests, in any part of the public lands wholly or in part covered with timber or undergrowth, whether of commercial value or not, as public reservations, and the president shall, by public proclamation, declare the establishment of such reservation and the limits thereof;" and whereas the president of the United States did, on the twenty-eighth day of September, in the year of our Lord one thousand eight hundred and ninety-three, in accordance with the powers conferred upon him by virtue of said act of congress above set forth, reserve, set apart, create and establish certain lands within the state of Oregon, to wit: The lands known as "The Cascade forestry reserve," as a public reservation, the same being exempt from sale, settlement, or homestead, as stated in the proclamation of the president; therefore, we respectfully represent to the honorable senate and house of representatives in congress assembled, that—*First*, the sole object for the creation of said reserve was for a protection of the Cascade watershed; *second*, that that portion of said "Cascade forestry reserve" south of township thirty-two (32) south, Willamette meridian, in Klamath county, Oregon, is absolutely unnecessary for the protection of said watershed, as much of it consists of swamp and agricultural lands lying along the Upper Klamath lake; *third*, that a large portion of Klamath county, Oregon, is now included in the Klamath Indian reservation and exempt from settlement; *fourth*, that by including such large portions of Klamath county within these reservations, great hardship has been inflicted upon the people of said county, and deters others from settling within its borders, by reason of the limited area of agricultural lands subject to settlement, homestead, and purchase; *fifth*, that said Klamath county is a new country and the people living within its limits are subject to heavy burdens, by reason of the necessary taxation levied to build bridges, roads and improve the public highways and other expenses common to a new country, and this burden is still further increased by reserving large areas of taxable lands from bearing any portion of such public expenses; therefore,

*Resolved by the House, the Senate concurring*, That our senators and representatives are hereby requested to use all honorable means to persuade the president to throw open for sale, purchase, settlement, and homestead all that portion of said "Cascade forestry reserve" lying, being and situate south of township thirty-two (32) south, Willamette meridian, in Klamath county, Oregon,

which said portion is more fully shown by maps hereto attached and made a part of this resolution.

And your memorialists will ever pray.

Mr. Conn moved that the joint memorial be referred to the committee on resolutions.

The motion prevailed.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 6, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed house bill No. 16.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

House bill No. 288 coming on for second reading, was read second time.

The bill was referred to the committee on roads and highways.

House bill No. 289 coming on for second reading, Mr. Hofer moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Boothby, Bridges, Burke, Burleigh, Calvert, Cole, Conn, Coon, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hofer, Hope, Huffman, Jeffrey, Keyt, Lyle, McCracken, McGreer, Mintie, Moorhead, Nealon, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Templeton, Thompson, Tigard, Wright, Young, and Mr. Speaker—43.

Nays—None.

Absent—Messrs. Baker, Beach, Blundell, Buckman, Cardwell, Cleeton, Cooper, Guild, Hillegas, Lester, Long, Myers, Patterson, Scott, Smith of Clackamas, Smith of Linn, and Yates—17.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the committee on education.

House bill No. 294 coming on for second reading, was read second time.

The bill was referred to the committee on fisheries and game.

House bill No. 295 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

C R O O K C O U N T Y

J A C K S O N C O U N T Y

72.132

23  
24  
25  
26  
27  
28  
29  
37  
38  
39  
40

CASCADE RANGE FOREST RESERVE

KLAMATH

INDIAN RESERVATION

KLAMATH  
COUNTY  
OREGON.

L A K E C O U N T Y

C A L I F O R N I A



House bill No. 296 coming on for second reading, was read second time.

The bill was referred to the committee on roads and highways.

House bill No. 298 coming on for second reading, was read second time.

The bill was referred to the committee on military affairs.

House bill No. 299 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary, with leave to report at any time.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 6, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that the senate has passed senate bill No. 38,—a bill for an act to fix the times for holding the terms of the circuit court in Tillamook county.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 6, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that the senate has passed senate bill No. 18,—a bill for an act to provide for the protection and preservation of salmon and other food fishes in the waters of Tillamook bay and its tributaries, and to appropriate money therefor.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 6, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that the senate has passed senate bill No. 83,—a bill for an act to amend an act



entitled "An act to amend section 2364 of title II of chapter XI of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill, filed in the office of the secretary of state February 19, 1891," filed in the office of the secretary of state February 22, 1893.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

House bill No. 300 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 301 coming on for second reading, Mr. Gates moved that the bill be indefinitely postponed.

The motion prevailed.

House bill No. 302 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 303 coming on for second reading, was read second time.

The bill was referred to the committee on railways and transportation.

House bill No. 333 coming on for second reading, Mr. Paxton moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cleeton, Conn, Coon, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, McCracken, McGreer, Mintie, Moorhead, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Beach, Cardwell, Cole, Cooper, Hillegas, Long, Lyle, Myers, Scott, Smith of Josephine, Smith of Linn, and Wright—12.

So the rules were suspended and the bill was read second time by title only.

The bill was ordered printed and referred to the committee on judiciary.

House bill No. 334 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report: —

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 5, 1895. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house bill No. 24, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

Mr. Gates introduced house resolution No. 36.

## HOUSE RESOLUTION NO. 36.

*Resolved*, That a committee of three be appointed to confer with the officials of the senate and ascertain why action upon the part of the senate is delayed on house measures and report back Thursday at 10 o'clock a. m.

Mr. Gates moved that the rules be suspended and that action be taken on the resolution now.

Messrs. Paxton and McCracken demanded the ayes and nays.

Mr. Paxton demanded a call of the house.

The roll was called and all the members were present, except Messrs. Cardwell, Cooper, Hillegas, Long, Lyle, Myers, Scott, and Smith of Linn.

Mr. Paxton moved that further proceedings under call of the house be dispensed with.

Messrs. Paxton and McCracken demanded the ayes and nays on the motion.

On this question the roll was called and the vote was:

Those voting aye were —

Messrs. Baker, Barkley Boothby, Buckman, Burke, Burleigh, Cole, Coon, Cooper, Craig, Curtis, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Lyle, Nealon, Patterson, Rinearson, Stewart, Smith of Linn, Tiggard, Wright, Yates, Young, and Mr. Speaker — 34.

Nays — Messrs. Beach, Blundell, Bridges, Calvert, Cardwell, Cleeton, Conn, Daly, Gates, Guild, Long, McCracken, McGreer, Mintie, Moorhead, Paxton, Sehlbrede, Shutrum, Stanley, Smith of Clackamas, Smith of Polk, Smith of Josephine, Templeton, and Thompson — 24.

Absent — Messrs. Myers and Scott — 2.

So further proceedings under the call of the house were dispensed with.

Mr. Cleeton moved that the matter be laid on the table.

Messrs. Patterson and Gates demanded the ayes and nays on the motion to lay on the table.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Blundell, Buckman, Burleigh, Calvert, Cardwell, Cole, Conn, Daly, David, Davis, Hope, Keyt, and Stewart—13.

Nays—Messrs. Baker, Barkley, Beach, Boothby, Bridges, Burke, Cleeton, Coon, Cooper, Craig, Curtis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Huffman, Jeffrey, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—45.

Absent—Messrs. Myers and Scott—2.

The motion to lay on the table was lost.

Mr. Paxton moved indefinite postponement.

Mr. Long demanded a call of the house.

The roll was called, and all the members were present, except Messrs. Myers and Scott.

Mr. Patterson moved that further proceedings under call of the house be dispensed with.

Messrs. Long and Paxton demanded the ayes and nays on the motion.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Boothby, Bridges, Buckman, Burleigh, Cleeton, Cole, Conn, Coon, Craig, Curtis, Davis, Dunn, Gates, Guild, Gurdane, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, McGreer, Nealon, Patterson, Rinearson, Stanley, Stewart, Smith of Polk, Smith of Josephine, Tigard, Wright, Yates, Young, and Mr. Speaker—35.

Nays—Messrs. Beach, Calvert, Daly, David, Gowdy, McCracken, Mintie, Moorhead, Paxton, Sehlbrede, Shutrum, Smith of Clackamas, Templeton, and Thompson—14.

Absent—Messrs. Baker, Blundell, Burke, Cardwell, Cooper, Hillegas, Long, Lyle, Myers, Scott, and Smith of Linn—11.

So further proceedings under the call of the house were dispensed with.

#### JOINT CONVENTION.

The joint convention of February 6, 1895, was called to order at 12 o'clock m. by the president of the senate, Hon. Joseph Simon.

The chief clerk of the senate called the roll of the senate, and

all the senators were present, except Senators Carter and Cogswell.

The chief clerk of the house called the roll of the house, and all the representatives were present, except Representatives Myers, Rinearson, Scott, and Templeton.

The following named gentlemen were announced as being paired on the vote for United States senator: Carter with Cogswell, Myers with Rinearson, Scott with Templeton.

On motion of Representative Sehlbrede, the reading of the journal of the joint convention of Tuesday, the 5th instant, was dispensed with.

The president announced that as no person had received a majority of all the votes cast for United States senator for Oregon in the joint convention of both houses on yesterday, the 5th instant, there had been no election, and directed the calling of the roll of the joint convention for the purpose of voting for United States senator.

The roll was called and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Beach, Blundell, Bridges, Brownell, Calbreath, Calvert, Cardwell, Cleeton, Conn, Daly, David, Dawson, Denny, Gesner, Gowan, Gowdy, Hobson, Long, Maxwell, McCracken, McGinn, McGreer, Mintie, Moorhead, Patterson of Marion, Paxton, Price, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Thompson, Woodard, Mr. Speaker, and Mr. President—39.

Those voting for Hon. J. K. Weatherford were: Messrs. Beckley, Butler, Huston, McAlister, Raley, Smith of Sherman, and Smith of Clatsop—7.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vanderburg, and Young—10.

Those voting for Hon. Geo. H. Williams were: Messrs. Burke, Cole, Coon, Gates, Keyt, Lester, Lyle, Tigard, and Wright—9.

Those voting for Hon. Binger Hermann were: Messrs. Alley, Baker, Boothby, Cooper, Craig, Curtis, Hillegas, Hofer, Johnson, McClung, Patterson of Grant, Smith of Linn, and Yates—13.

Those voting for Hon. S. A. Lowell were: Messrs. Davis, Gurdane, and Hope—3.

Those voting for Hon. Wm. P. Lord were: Messrs. Barkley

On motion of Representative Curtis, the joint convention adjourned.

Mr. Cleeton moved that the house adjourn.

Messrs. Long and Paxton demanded the ayes and nays.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Beach, Blundell, Bridges, Calvert, Cardwell, Cleeton, Conn, Daly, David, Dunn, Gowdy, Keyt, Long, McCracken, McGreer, Mintie, Moorhead, Paxton, Sehlbrede, Shutrum, Stanley, Smith of Clackamas, Smith of Polk, Smith of Josephine, Templeton, Thompson, and Mr. Speaker—27.

Nays—Messrs. Baker, Barkley, Boothby, Buckman, Burke, Burleigh, Cole, Coon, Cooper, Craig, Curtis, Davis, Gates, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Lester, Lyle, Nealon, Patterson, Rinearson, Stewart, Smith of Linn, Tigard, Wright, Yates, and Young—31.

Absent—Messrs. Myers and Scott—2.

So the motion was lost.

Mr. Long moves that the main question be now put.

The motion prevailed.

Messrs. Paxton and Wright demanded the ayes and nays on the motion of indefinite postponement.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Beach, Blundell, Bridges, Calvert, Cardwell, Cleeton, Conn, Daly, David, Dunn, Gowdy, Long, McCracken, McGreer, Mintie, Moorhead, Paxton, Sehlbrede, Shutrum, Stanley, Smith of Clackamas, Smith of Polk, Smith of Josephine, Templeton, Thompson, and Mr. Speaker—26.

Nays—Messrs. Baker, Barkley, Boothby, Buckman, Burke, Burleigh, Cole, Coon, Cooper, Craig, Curtis, Davis, Gates, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Lyle, Nealon, Patterson, Rinearson, Stewart, Smith of Linn, Tigard, Wright, Yates, and Young—32.

Absent—Messrs. Myers and Scott—2.

So the motion to indefinitely postpone was lost.

Messrs. Long and Paxton demanded the ayes and nays on the motion to adopt the resolution.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Boothby, Buckman, Burke, Burleigh, Cole, Coon, Cooper, Craig, Curtis, Gates, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Lester, Lyle, Nealon, Patterson, Stewart, Smith of Linn, Tigard, Wright, Yates, and Young—29.

Nays—Messrs. Beach, Blundell, Bridges, Calvert, Cardwell, Cleeton, Conn, Daly, David, Davis, Dunn, Gowdy, Keyt, Long,

McCracken, McGreer, Mintie, Moorhead, Paxton, Sehlbrede, Shurum, Stanley, Smith of Clackamas, Smith of Polk, Smith of Josephine, Templeton, Thompson, and Mr. Speaker—28.

Absent—Messrs. Myers, Rinearson, and Scott—3.

So the resolution was adopted.

Mr. Paxton moved that a copy of the rollcall on the adoption of the resolution accompany the resolution to the senate.

The motion prevailed.

The speaker named as the committee under house resolution No. 36, Messrs. Gates, Hofer, and Wright.

On motion of Mr. Cleeton, the house adjourned.

R. E. MOODY,  
Chief clerk.

## AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 6, 1895. }

The house was called to order at 2:30 o'clock p. m., pursuant to adjournment, by the speaker.

The roll was called, and all the members were present, except Messrs. Burleigh, Gates, Guild, Mintie, Myers, Patterson, Rinearson, Scott, and Smith of Clackamas.

## MESSAGE FROM THE GOVERNOR.

STATE OF OREGON, EXECUTIVE DEPARTMENT, }  
SALEM, Oregon, }  
February 6, 1895. }

*To the Honorable the Speaker of the House:*

I am directed by the governor to inform you that he approved and signed the following bill: House bill No. 41, on the twenty-ninth day of January, 1895, and that the same was filed in the office of the secretary of state on that date.

W. S. DUNNIWAY,  
Private secretary.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 6, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 86, beg leave to report that we have had the same under consideration, and respectfully report it back to the house as correctly engrossed.

C. A. SEHLBREDE,  
 Chairman.

On motion of Mr. Blundell, the courtesies of the house were extended to Hon. D. W. Stearns of Douglas county, and he was invited to a seat within the bar.

The speaker announced that he was about to sign house bill No. 24, and soon thereafter declared that he had signed the same.

On motion of Mr. Barkley, the committee on printing was instructed to look into the matter of irregularities in printing bills.

The special committee, consist of the delegation from Polk county, to whom was referred senate bill No. 192, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February —, 1895. }

*Mr. Speaker:*

Your special committee, consisting of the delegation from Polk county, to whom was referred senate bill No. 192, beg leave to report that we have had the same under consideration, and respectfully report it back to the house that it do pass with the following amendment:

## AMENDMENT.

That section 1 of said bill be amended to read as follows:

Section 1. That section 125 of chapter X of an act to incorporate the city of Dallas, in the county of Polk, and state of Oregon, be so amended as to read as follows:

Sec. 125. The auditor is the judicial officer of the corporation and shall hold a court therein at such place as the council shall provide, which shall be known as the auditor's court, and shall be elected and hold his office as in this act hereinbefore provided. In case of illness or temporary absence of the auditor,



the mayor may designate a person being an elector of said city of Dallas, who shall forthwith take the oath of office and perform the duties of police judge during such temporary absence or inability of the auditor to act.

IRA S. SMITH.  
D. L. KEYT.

On motion of Mr. Smith of Polk, the amendment was adopted.

House bill No. 337 coming on for second reading, Mr. Cleeton moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Calvert, Cardwell, Cleeton, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Lyle, McCracken, McGreer, Moorhead, Nealon, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Baker, Burleigh, Cole, Gates, Guild, Long, Mintie, Myers, Patterson, Rinearson, Scott, and Wright—12.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the committee on public lands.

Mr. Keyt moved that the rules be suspended and that house bill No. 339 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Moorhead, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Baker, Cole, Gates, Guild, Myers, Mintie, Rinearson, Scott, and Wright—9.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the committee on federal relations.



Mr. Lester moved that the rules be suspended and that house bill No. 340 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Moorhead, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Baker, Barkley, Cole, Gates, Guild, Mintie, Myers, Rinearson, Scott, and Wright—10.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the committee on fisheries and game.

Mr. Hofer moved that the rules be suspended and that house bill No. 341 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Moorhead, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Baker, Beach, Cole, Guild, Mintie, Myers, Rinearson, and Scott—8.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the committee on fisheries and game.

On motion of Mr. Lester, the house proceeded to the fifth order of business.

House bill No. 344 was introduced by Mr. Hofer.

House bill No. 345 was introduced by Mr. Lester.

House bill No. 346 was introduced by Mr. Cardwell.

House bill No. 347 was introduced by Mr. Moores, by request.

House bill No. 348 was introduced by Mr. Dunn.

House bill No. 344. Mr. Hofer. A bill for an act to declare

receipts of deposit by bank officials under certain conditions to be felony, and provide punishment therefor.

The bill was read first time and passed to second reading without question.

Mr. Hofer moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were —

Messrs. Barkley, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Dunn, Gowdy, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McGreer, Myers, Nealon, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—44.

Nays—None.

Absent—Messrs. Baker, Beach, Blundell, Daly, David, Davis, Gates, Guild, Gurdane, Hillegas, McCracken, Mintie, Moorhead, Patterson, Rinearson, and Scott—16.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the committee on banking and insurance.

House bill No. 345. Mr. Lester. A bill for an act to establish and maintain state fish hatcheries, making appropriation therefor, and declaring an emergency.

The bill was read first time and passed to second reading without question.

Mr. Lester moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were —

Messrs. Barkley, Boothby, Bridges, Buckman, Burke, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Dunn, Gowdy, Gurdane, Hofer, Hope, Huffman, Keyt, Lester, McCracken, McGreer, Moorhead, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—44.

Nays—None.

Absent—Messrs. Baker, Beach, Blundell, Burleigh, Davis, Gates, Guild, Hillegas, Jeffrey, Long, Lyle, Mintie, Myers, Rinearson, Scott, and Smith of Clackamas—16.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the committee on fisheries and game.

House bill No. 346. Mr. Cardwell. A bill for an act to provide for the recording of certified copies of deeds and patents.

The bill was read first time and passed to second reading without question.

The bills read second time today were ordered printed.

The hour of 3 o'clock, having arrived the special order set for this time, the consideration of memorials and resolutions passed at the seventeenth biennial session, were taken up.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 6, 1895. }

*Mr. President:*

I am directed by the president to inform you that he has signed house bill No. 24.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

Senate joint resolution No. 1 of the session of 1893 was taken up.

Mr. Paxton moved its adoption.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, McCracken, McGreer, Moorhead, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—49.

Nays—None.

Absent—Messrs. Baker, Beach, Blundell, David, Long, Lyle, Mintie, Myers, Rinearson, Scott, and Smith of Clackamas—11.

The resolution was adopted.

House joint resolution No. 8 of the session of 1893 was taken up.

Mr. Cleeton moved the adoption of the resolution.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Beach, Burleigh, Cleeton, Coon, Cooper, Craig, Daly, David, Davis, Gurdane, Hillegas, Jeffrey, McGreer, Nealon, Shutrum, Stanley, Smith of Josephine, Thompson, and Mr. Speaker—19.

Nays — Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Calvert, Cardwell, Cole, Curtis, Dunn, Gates, Gowdy, Guild, Hofer, Hope, Huffman, Keyt, Lester, Long, McCracken, Moorhead, Patterson, Paxton, Stewart, Smith of Polk, Smith of Linn, Tigard, Wright, Yates, and Young — 32.

Absent — Messrs. Conn, Lyle, Mintie, Myers, Rinearson, Scott, Sehlbrede, Smith of Clackamas, and Templeton — 9.

The resolution was lost.

Mr. Paxton, in explaining his vote, said he voted "no" on the resolution, because, in his opinion, in case of war a soldier would be prevented from voting, except in his own precinct.

House joint resolution No. 10 of the session of 1893 was taken up.

Mr. Young moved that the resolution be adopted.

On this question the roll was called and the vote was:

Those voting aye were —

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Moorhead, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker — 56.

Nays — None.

Absent — Messrs. Lyle, Mintie, Myers, and Scott — 4.

The resolution was adopted.

Senate joint resolution No. 13 of the session of 1893 was taken up.

Mr. Curtis moved that the resolution be adopted.

On this question the roll was called and the vote was:

Those voting aye were —

Messrs. Baker, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Keyt, Lester, Long, McCracken, McGreer, Moorhead, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker — 50.

Nays — Messrs. Burleigh, Jeffrey, and Nealon — 3.

Absent — Messrs. Barkley, Calvert, Dunn, Lyle, Mintie, Myers, and Scott — 7.

The resolution was adopted.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 6, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that senate bill No. 100 is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

The speaker announced that he was about to sign senate bill No. 100, and soon thereafter declared that he had signed the same.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 6, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has adopted senate joint resolution No. 7, proposing to amend the constitution of the state of Oregon by extending the election franchise to women.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

## SENATE JOINT RESOLUTION NO. 7.

*Be it resolved by the Senate, the House concurring, That the following amendment to the constitution of the state of Oregon be and is hereby proposed:*

## ARTICLE I.

The elective franchise in this state shall not hereafter be prohibited to any citizen on account of sex.

Mr. Curtis moved that the resolution be referred to the committee on resolutions.

The motion prevailed.

Mr. Cole moved that the committee on resolutions be relieved of the consideration of senate joint resolution No. 7.

The motion prevailed.

Mr. Cole moved the adoption of the resolution.

Messrs. Long and Gates demanded the ayes and nays.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Burleigh, Cole, Coon, Cooper, Craig, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Hillegas, Hofer, Hope, Huffman, Jeffrey, Lester, Lyle, Moorhead, Nealon, Patterson, Rinearson, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Josephine, Smith of Linn, Templeton, Tigard, Wright, Yates, Young, and Mr. Speaker—41.

Nays—Messrs. Beach, Burke, Cardwell, Cleeton, Curtis, Keyt, Long, McCracken, McGreer, Paxton, and Thompson—11.

Absent—Messrs. Calvert, Conn, Gurdane, Mintie, Myers, Scott, Sehlbrede, and Smith of Polk—8.

The resolution was adopted.

House bill No. 349 was introduced by Mr. Tigard, by request.

House bill No. 350 was introduced by Mr. Guild.

House bill 347. Mr. Moores (by request). A bill for an act to change the name of Peter Waldo, a colored person.

The bill was read first time and passed to second reading without question.

House bill No. 348. Mr. Dunn. A bill for an act to amend section two of article I of an act entitled "An act to incorporate the city of Ashland, in Jackson county, Oregon, and to define the powers thereof, filed in the office of the secretary of state February 21, 1889."

The bill was read the first time and passed to second reading without question.

House bill No. 349. Mr. Tigard (by request). A bill for an act to create a law in relation to oil inspector.

The bill was read first time and passed to second reading without question.

Mr. Yates moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Curtis, David, Davis, Dunn, Gates, Gowdy, Guild, Hillegas, Hofer, Hope, Huffman, Keyt, Lester, Long, Lyle, McCracken, McGreer, Moorhead, Nealon, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—49.

Nays—None.

Absent—Messrs. Calvert, Craig, Daly, Gurdane, Jeffrey, Mintie, Myers, Patterson, Rinearson, Scott, and Smith of Josephine—11.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the committee on judiciary.

House bill No. 350. Mr. Guild. A bill for an act to amend sections 59, 60, 61, and 133 of an act entitled an act to incorporate the city of Sheridan, in the county of Yamhill, state of Oregon.

Mr. Bridges moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were —

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burleigh, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Curtis, Daly, David, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Lester, Long, Lyle, McCracken, Mintie, Moorhead, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker — 49.

Nays — None.

Absent — Messrs. Burke, Calvert, Craig, Davis, Keyt, McGreer, Myers, Nealon, Patterson, Rinearson, and Scott — 11.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

Mr. Guild moved that the rules be further suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were —

Messrs. Baker, Barkley, Beach, Boothby, Blundell, Bridges, Buckman, Burleigh, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Curtis, David, Davis, Dunn, Gates, Gowdy, Guild, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McGreer, Moorhead, Nealon, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker — 49.

Nays — None.

Absent — Messrs. Burke, Calvert, Craig, Daly, Gurdane, McCracken, Mintie, Myers, Patterson, Rinearson, and Scott — 11.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the committee on corporations.

On motion of Mr. Templeton, the house adjourned.

R. E. MOODY,  
Chief clerk.



THURSDAY, FEBRUARY 7, 1895.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 7, 1895. }

The house was called to order at 9:30 o'clock a. m., pursuant to adjournment, by the speaker.

The session was opened with prayer by Rev. Mr. Hutchinson of Salem.

The roll was called, and all the members were present, except Messrs. Bridges, Cleeton, Gates, Hillegas, Patterson, Paxton, Scott, Smith of Linn, Smith of Josephine, Wright, and Yates.

Mr. Coon moved that the speaker appoint temporarily a gallery doorkeeper, the present officer being ill.

The motion prevailed.

On motion of Mr. Hofer, the reading of the journal of yesterday was dispensed with.

Mr. Hofer, chairman of committee on revision and correction of journal, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 7, 1895. }

*Mr. Speaker :*

Your committee on revision and correction of journal, to whom was referred the journal of February 5th, beg leave to report that we have had the same under consideration, and respectfully report back to the house that we have examined the same and find it correct.

E. HOFER,  
Chairman.

On motion of Mr. Hofer, the report was adopted.

Messrs. Conn and Hofer offered the following notice of amendment to rules of the house: Amend rule 40 by inserting the following after the word "assembly" in line seven: "Each bill shall go to the printer and be printed and returned in the order of its introduction, and no bill shall lose its position in its regular order on the calendar by reason of such bill having been sent to the printer.

Unanimous consent being given, Mr. Sehlbrede introduced house joint resolution No. 12.

HOUSE JOINT RESOLUTION NO. 12.

*Resolved*, That the clerks of the joint committee to investigate the books, accounts, and management of the insane asylum be granted six days additional time in which to finish their work.

The resolution was referred to the committee on resolutions.

HOUSE RESOLUTION NO. 37.

*Resolved*, That the committee on engrossed and enrolled bills be authorized to employ such additional clerical aid as they may from time to time require to keep up with the work referred to them.

Mr. Sehlbrede moved that the rules be suspended and that action be taken on the resolution now.

The motion prevailed.

On motion of Mr. Sehlbrede, the resolution was adopted.

Mr. David asked unanimous consent to have house bill No. 235 placed on the calendar after house bill No. 31.

The request was granted.

Mr. Hofer moved a suspension of the rules, and that the house take up the seventh order of business.

The motion prevailed.

House bill No. 86 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Wright, Young, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Baker, Bridges, Curtis, Guild, Long, Paxton, Rinearson, Scott, Smith of Josephine, and Yates—10.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The special committee, to whom was referred senate bill No. 87, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 7, 1895. }

*Mr. Speaker:*

Your special committee, to whom was referred house bill No. 87, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

J. T. GOWDY.  
CALVIN STANLEY.  
H. G. GUILD.

On motion of Mr. Hofer, the report was adopted.

Senate bill No. 87 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Nealon, Patterson, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—46.

Nays—None.

Absent—Messrs. Beach, Blundell, Cardwell, Guild, Huffman, Lyle, Myers, Paxton, Rinearson, Scott, Sehlbrede, Smith of Clackamas, Smith of Josephine, and Templeton—14.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 7, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 245, beg leave to report that we have had the same under consideration, and respectfully report it back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 7, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 8, beg leave to report that we have had the same under consideration, and respectfully report it back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 7, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 21, beg leave to report that we have had the same under consideration, and respectfully report it back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
January 7, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 200, beg leave to report that we have had the same under consideration, and respectfully report it back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

The committee to confer with senate officials asked for and were granted further time in which to report.

House bill No. 245 was read third time.

On motion of Mr. Paxton, action on the bill was made a special order for 3 o'clock p. m. tomorrow.

On motion of Mr. Smith of Josephine, the house took up the sixth order of business.

House bill No. 291 coming on for second reading, was read second time.

The bill was referred to the committee on counties.

MESSAGE FROM THE GOVERNOR.

STATE OF OREGON, EXECUTIVE DEPARTMENT, }  
SALEM, Oregon, }  
February 6, 1895. }

*To the Honorable the Speaker of the House:*

I am directed by the governor to inform you that he has approved and signed the following bill: House bill No. 24.

W. S. DUNNIWAY,  
Private secretary.

House bill No. 292 coming on for second reading, was read second time.

The bill was referred to the committee on claims.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
SALEM, Oregon, }  
February 7, 1895. }

*Mr. President:*

I am directed by the president to inform you that senate joint resolution No. 7 is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

The speaker announced that he was about to sign senate joint resolution No. 7, and soon thereafter declared that he had signed the same.

Mr. Myers asked unanimous consent to have house bill No. 134 recommitted to the committee on penal, reformatory, and charitable institutions.

The request was granted.

House bill No. 293 coming on for second reading, was read second time.

The bill was referred to the committee on salary of state and county officers.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 7, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that senate joint resolution No. 13 of the session of 1893 is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

The speaker announced that he was about to sign senate joint resolution No. 13 of the session of 1893, and soon thereafter declared that he had signed the same.

Mr. Dunn moved that house resolution No. 25 be made a special order at 3:30 o'clock this afternoon.

The motion prevailed.

House bill No. 271 coming on for second reading, was read second time.

Mr. Curtis submitted the following amendment to house bill No. 297:—

AMENDMENT.

That section 4 of said bill be amended so as to read as follows:

Section 4. That it shall be unlawful for any person or persons to catch, take, or fish for salmon or other food fishes in any waters of the state of Oregon, or upon any waters over which this state has concurrent jurisdiction, by means of any fish trap, pound net, or by any gill net, seine, or weir, the meshes of which are less than four and one fourth inches square. Any person violating any of the provisions of this section shall be deemed guilty of a misdemeanor, and upon conviction thereof be punished by a fine of not less than fifty dollars nor more than two hundred and fifty dollars, or by imprisonment in the county jail not exceeding one hundred days.

On motion of Mr. Curtis, the amendment was adopted.

The bill as amended was referred to the committee on fisheries and game.

The speaker appointed as temporary doorkeeper for the gallery Mr. J. A. Whitesides.

House bill No. 305 coming on for second reading, was read second time.

Mr. Cole offered the following amendment:—

AMENDMENT.

Add a section providing for a legal director for those out of the penitentiary at a salary of three thousand dollars per year.

On motion of Mr. Cole, the amendment was adopted.

The bill as amended was referred to the committee on penal, reformatory, and charitable institutions.

House bill No. 306 coming on for second reading, was read second time.

The bill was referred to the committee on roads and highways.

House bill No. 307 coming on for second reading, was read second time.

The bill was referred to the committee on penal, reformatory, and charitable institutions.

House bill No. 308 coming on for second reading, was read second time.

The bill was referred to the committee on mining.

The house took up the seventh order of business.

House bill No. 8 was taken up.

Mr. Paxton asked that the bill be re-referred to the committee on judiciary, with leave to report at any time.

The bill was so referred.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 7, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 95,—a bill for an act to amend section 282 of Hill's annotated laws of Oregon, and to repeal an act entitled an act to exempt homesteads from attachment and judicial sale.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—



## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 7, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 192, beg leave to report that we have had the same under consideration, and respectfully report it back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 7, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 126, beg leave to report that we have had the same under consideration, and respectfully report it back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 7, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 74, beg leave to report that we have had the same under consideration, and respectfully report it back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 7, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 68, beg leave to report that we have had the same under consideration, and respectfully report it back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 7, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 99, beg leave to report that we have had the same under consideration, and respectfully report it back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

House bill No. 200 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Boothby, Buckman, Burke, Cole, Curtis, Daly, David, Gates, Hope, Huffman, McCracken, McGreer, Mintie, Nealon, Paxton, Stewart, Smith of Josephine, and Wright—20.

Nays—Messrs. Baker, Blundell, Bridges, Burleigh, Calvert, Cleeton, Cooper, Craig, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Jeffrey, Keyt, Moorhead, Patterson, Rinearson, Sehlbrede, Shutrum, Stanley, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—31.

Absent—Messrs. Cardwell, Conn, Coon, Guild, Lester, Lyle, Long, Myers, and Scott—9.

So the bill failed to pass.

The following communication was received from Hon. Joseph Simon:—

COMMUNICATION.

SENATE CHAMBER,  
SALEM, Oregon,  
February 7, 1895. }

*Mr. Speaker:*

I have received the enclosed telegram from ex-Senator Corbett. The senate has accepted, by vote, the invitation. Will you kindly submit the invitation to the house?

Yours truly,

JOSEPH SIMON.

PORTLAND, Oregon, February 7, 1895.

*Hon. Joseph Simon, President of Joint Convention, Salem, Oregon:*

H. W. Corbett, chairman of committee of one hundred, asks the acceptance of all the members to a dinner to be given by him in their honor, at 8 o'clock in the evening, at the Hotel Portland. Those living out of the city are asked to be the guests of the hotel until Sunday evening.

H. W. CORBETT.

On motion of Mr. Sehlbrede, the invitation was accepted.

House bill No. 21 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cleeton, Cole, Cooper, Craig, Curtis, Daly, David, Davis, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, McCracken, McGreer, Mintie, Moorhead, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Templeton, Tiggard, Yates, Young, and Mr. Speaker—45.

Nays—Messrs. Dunn, Smith of Josephine, and Smith of Linn—3.

Absent—Messrs. Baker, Blundell, Cardwell, Conn, Coon, Guild, Long, Lyle, Myers, Scott, Thompson, and Wright—12.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The following communication was received:—

## COMMUNICATION.

*To the Honorable the House of Representatives of the State of Oregon:*

You are cordially invited and urgently requested to attend the exhibition and entertainment given tonight by the pupils of the school for deaf-mutes. The object of the exhibition is to demonstrate the system employed in the instruction of deaf-mutes from the time they are received in the school till they have obtained a useful and practical use of written language; to demonstrate how a profitable per cent. of deaf-mutes may be taught to speak and read the lips; how they get their ideas from signs, etc. The entertainment also includes recitations in the sign language, being interpreted into spoken language as they sign. We are sure you will be both highly pleased and entertained. You are at liberty to invite any special friends whom you may wish to bring with you. Exercises to be held in the chapel of the blind school building, beginning at 7:45 o'clock p. m.

On motion of Mr. Hofer, the invitation was accepted.

House bill No. 192 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were —

Messrs. Barkley, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker — 56.

Nays — None.

Absent — Messrs. Baker, Beach, Blundell, and Scott — 4.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

## JOINT CONVENTION.

The joint convention of February 7, 1895, was called to order at 12 o'clock m. by the president of the senate, Hon. Joseph Simon.

The chief clerk of the senate called the roll of the senate, and all the senators were present, except Senator Carter, who was absent on account of sickness.

The chief clerk of the house called the roll of the house, and

all the representatives were present, except Representative Scott, who was absent on account of sickness.

The following named gentlemen were announced as being paired on the vote for United States senator: Messrs. Carter and Scott.

There being no objection the reading of the journal of the proceedings of the joint convention of yesterday, the 6th instant, was dispensed with.

The president announced that as no person had received a majority of all the votes cast for United States senator for Oregon in the joint convention of yesterday, the 6th instant, there had been no election, and directed the calling of the roll of the joint convention for the purpose of voting for United States senator.

The roll was called, and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Beach, Blundell, Bridges, Brownell, Calbreath, Calvert, Cardwell, Cleeton, Conn, Daly, David, Dawson, Denny, Gesner, Gowan, Gowdy, Hobson, Long, Maxwell, McCracken, McGinn, McGreer, Mintie, Moorhead, Myers, Patterson of Marion, Paxton, Price, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Templeton, Thompson, Woodard, Mr. Speaker, and Mr. President—41.

Those voting for Hon. J. K. Weatherford were: Messrs. Beckley, Butler, Cogswell, Huston, McAlister, Raley, Smith of Sherman, and Smith of Clatsop—8.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vanderburg, and Young—10.

Those voting for Hon. Geo. H. Williams were: Messrs. Burke, Cole, Coon, Gates, Keyt, Lester, Lyle, Rinearson, and Tigard—9.

Those voting for Hon. Binger Hermann were: Messrs. Alley, Baker, Boothby, Cooper, Craig, Curtis, Hillegas, Hofer, Johnson, McClung, Patterson of Grant, Smith of Linn, and Yates—13.

Those voting for Hon. S. A. Lowell were: Messrs. Davis, Gurdane, and Hope—3.

Those voting for Hon. Wm. P. Lord were: Messrs. Barkley, Dunn, Guild, and Wright—4.

Total number of votes cast—88.

Absent—Messrs. Carter and Scott—2.

The president announced that as no person had received a majority of all the votes cast there had been no election.

On motion of Representative Curtis, the joint convention adjourned.

On motion of Mr. Patterson, the house adjourned to 2:30 o'clock p. m.

R. E. MOODY,  
Chief clerk.

AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 7, 1895. }

The house was called to order at 2:30 o'clock a. m., pursuant to adjournment, by the speaker.

The roll was called, and all the members were present, except Messrs. Bridges, Cardwell, Cole, Coon, David, Lester, Myers, Rinearson, Scott, Stewart, and Yates.

House bill No. 126 came up for third reading.

On motion of Mr. Burke, the bill was made a special order for Monday next at 2 o'clock p. m.

Mr. McGreer moved that the house take up the fifth order of business.

House bill No. 351. Mr. McGreer. A bill for an act to incorporate Dalles City, to validate and legalize certain indebtedness heretofore incurred or attempted to be incurred by Dalles City, and to authorize the issuing of bonds to fund the same; to authorize Dalles City to build a bridge across the Columbia river, and to issue bonds therefor; to authorize Dalles City to sell certain lands, and to dispose of the proceeds thereof.

Mr. McGreer moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Bridges, Burke, Burleigh, Calvert, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Jeffrey, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Nealon, Patterson, Paxton, Sehlbrede, Stanley, Stewart, Smith of Clackamas, Smith of Josephine, Tigard, Yates, Young, and Mr. Speaker—45.

Nays—None.

Absent—Messrs. Baker, Buckman, Cardwell, David, Huffman, Keyt, Myers, Rinearson, Scott, Shutrum, Smith of Polk, Smith of Linn, Templeton, Thompson, and Wright—15.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

Mr. Coon moved that the rules be further suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Tigard, Wright, Young, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Cardwell, Lester, Rinearson, Scott, Smith of Clackamas, Smith of Linn, Templeton, Thompson and Yates—9.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the committee on corporations.

Mr. Smith of Clackamas was excused for the afternoon on account of sickness.

House bill No. 352. Mr. Long. A bill for an act to amend sections 1149 and 1153, title VI of chapter XV, Hill's annotated laws of Oregon.

The bill was read first time and passed to second reading without question.

House bill No. 352 coming on for second reading, Mr. Long moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Josephine, Templeton, Tigard, Wright, Young, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Baker, Beach, Cardwell, Lester, Patterson, Rinearson, Scott, Smith of Clackamas, Smith of Polk, Smith of Linn, Thompson, and Yates—12.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the committee on judiciary, and ordered printed.

Mr. Paxton moved that house joint resolutions Nos. 4, 5, 7, and 8 be printed.

The motion prevailed.

House bill No. 353. Mr. Hofer. A bill for an act to require humane instruction in all public schools of the state.



The bill was read first time and passed to second reading without question.

On motion of Mr. Cleeton, the house took up the seventh order of business, third reading of house bills.

House bill No. 74 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Blundell, Poothby, Bridges, Burke, Burleigh, Calvert, Cleeton, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Tigard, Yates, Young, and Mr. Speaker—49.

Nays—None.

Absent—Messrs. Baker, Beach, Buckman, Cardwell, Cole, Patterson, Rinearson, Scott, Smith of Clackamas, Thompson, and Wright—11.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 68 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Blundell, Boothby, Bridges, Burke, Burleigh, Calvert, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Tigard, Yates, Young, and Mr. Speaker—50.

Nays—Mr. Dunn—1.

Absent—Messrs. Baker, Beach, Buckman, Cardwell, Patterson, Scott, Smith of Clackamas, Thompson, and Wright—9.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 99 coming on for third reading, was read third time.



The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Blundell, Boothby, Bridges, Burleigh, Calvert, Cleeton, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Paxton, Rinearson, Sehlbrede, Shurum, Stanley, Smith of Polk, Smith of Linn, Templeton, Tigard, Yates, Young, and Mr. Speaker—46.

Nays—None.

Absent—Messrs. Baker, Beach, Buckman, Burke, Cardwell, Cole, Gates, Patterson, Scott, Stewart, Smith of Clackamas, Smith of Josephine, Thompson, and Wright—14.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The committee on corporations asked consent to introduce the following substitute bill for house bill No. 350 as an amendment for same.

The request was granted.

#### SUBSTITUTE FOR HOUSE BILL NO. 350.

A bill for an act to amend sections 59, 60, 61, and 133 of an act entitled "An act to incorporate the city of Sheridan, in Yamhill county, state of Oregon"; and to repeal an act entitled "An act to incorporate the town of Sheridan," approved October 26, 1880; and to repeal an act entitled "An act to amend an act entitled 'An act to incorporate the town of Sheridan,' approved October 17, 1882," filed in the office of the secretary of state February 18, 1891.

*Be it enacted by the Legislative Assembly of the State of Oregon:*

Section 1. That section 59 of an act entitled "An act to incorporate the city of Sheridan, in Yamhill county, state of Oregon"; and to repeal an act entitled "An act to incorporate the town of Sheridan," approved October 26, 1880; and to repeal an act entitled "An act to amend an act entitled 'An act to incorporate the town of Sheridan,' approved October 17, 1882," filed in the office of the secretary of state February 18, 1891, be amended to read as follows:

Sec. 59. Such notice must be given by the recorder, by order of the council, and must specify with convenient certainty the street or part thereof proposed to be improved, or of which the grade is proposed to be established or altered and the kind of im-

provements which is proposed to be made, and the time when the council will hear and determine objections and remonstrances thereto, if any.

Section 2. That section 60 of an act entitled "An act to incorporate the city of Sheridan, in Yamhill county, state of Oregon"; and to repeal an act entitled "An act to incorporate the town of Sheridan," approved October 26, 1880; and to repeal an act entitled "An act to amend an act entitled 'An act to incorporate the town of Sheridan,' approved October 17, 1882," filed in the office of the secretary of state February 18, 1891, be amended to read as follows:

Sec. 60. The council at the time specified in said notice, or at such other time to which it may adjourn the hearing, shall hear and determine all objections or remonstrances which may be made by any adjacent property holder or taxpayer, and after said hearing the council shall determine by resolution whether or not the improvement or alteration or establishment of grade specified in said notice shall be made or not; *provided*, said determination shall be made within thirty days from the time of hearing objections to said improvements mentioned in said notice.

Section 3. That section 61 of an act entitled "An act to incorporate the city of Sheridan, in Yamhill county, state of Oregon"; and to repeal an act entitled "An act to incorporate the town of Sheridan," approved October 26, 1880; and to repeal an act entitled "An act to amend an act entitled 'An act to incorporate the town of Sheridan,' approved October 17, 1882," filed in the office of the secretary of state February 18, 1891, be amended to read as follows:

Sec. 61. If the council within the time prescribed in section 50 of this act shall determine by resolution to make any of the improvements mentioned in said notice, it shall, at its earliest convenience thereafter, and within six months from the final publication or posting of such notice, establish the proposed grade, or alterations thereof, or commence to make the proposed improvements, as hereafter provided.

Section 4. That section 133 of an act entitled "An act to incorporate the city of Sheridan, in Yamhill county, state of Oregon"; and to repeal an act entitled "An act to incorporate the town of Sheridan," approved October 26, 1880; and to repeal an act entitled "An act to incorporate the town of Sheridan," approved October 17, 1882, filed in the office of the secretary of state February 18, 1891, be amended to read as follows:

Sec. 133. The said city of Sheridan to have control of all the streets and bridges and roads within the corporate limits of said city, except the bridge across Yamhill river at Bridge street, in the

city of Sheridan, said bridge to be the property of the county of Yamhill, state of Oregon, and the inhabitants of said city within said limits, and all property therein shall be exempt from the payment of road taxes of any and every kind to the county of Yamhill, state of Oregon; and the city marshal, under the direction of the city council, is hereby invested with the sole power of collecting annually from each male inhabitant of said city within said limits, between twenty-one and fifty years of age, except a public charge or active or exempt fireman, and persons who are too infirm to perform labor, the sum of three dollars as a poll tax; *provided*, that any person, in lieu of paying three dollars, may do two days' work on the streets of the said city, at such a time and place as the marshal may direct. All taxable property within said limits shall be liable to assessment for road or street work in the ratio of one day's work for each and every thousand dollars; *provided*, that any person may, in lieu of each day's work, pay to the city marshal the sum of one dollar and fifty cents. The marshal in said city is hereby authorized to collect said road tax and assessment for road and street work, and for that purpose shall possess the same power and authority and have the remedy granted by the general laws of the state to road supervisors for collection of road taxes. The council shall by ordinance fix the time within which the said tax and assessment shall be collected.

Section 5. Inasmuch as there is immediate necessity for the additional powers granted by this act to the said city of Sheridan, this act shall take effect and be in force from and after its approval by the governor.

Mr. Long moved that the rules be suspended and that house bill No. 350 be read third time now and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Boothby, Bridges, Burleigh, Calvert, Cleeton, Conn, Coon, Cooper, Craig, Curtis, Daly, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Tigard, Yates, Young, and Mr. Speaker—45.

Nays—None.

Absent—Messrs. Baker, Beach, Blundell, Buckman, Burke, Cardwell, Cole, David, Jeffrey, Patterson, Rinearson, Scott, Smith of Clackamas, Thompson, and Wright—15.

So the rules were suspended and the bill read third time and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Blundell, Boothby, Bridges, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Tigard, Yates, Young, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Baker, Beach, Buckman, Burke, Huffman, Patterson, Scott, Smith of Clackamas, Thompson, and Wright—10.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 7, 1895. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house bill No. 290, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 7, 1895. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house bill No. 16, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

The following communication from the state agricultural college was received :—

COMMUNICATION.

STATE AGRICULTURAL COLLEGE, }  
CORVALLIS, Oregon, }  
February 6, 1895. }

*To the Honorable the House of Representatives of the State of Oregon :*

GENTLEMEN: You are hereby most cordially invited to visit the state agricultural college at Corvallis during the session of the legislature, either in a body or as individuals. We hope that both the house and the senate may arrange to come together. We desire that you shall see the students of the college at work, and in case you can only arrange to come on Saturday, if we are notified in time, the school will be kept open for that purpose.

In case the house cannot come as a body then we hope that as large a number as possible may come.

Yours, very truly,

JOHN M. BLOSS,  
President.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 7, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 37, beg leave to report that we have had the same under consideration, and respectfully report it back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 7, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house

bill No. 220, beg leave to report that we have had the same under consideration, and respectfully report it back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 7, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 199, beg leave to report that we have had the same under consideration, and respectfully report it back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 7, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 71, beg leave to report that we have had the same under consideration, and respectfully report it back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

The hour of 3:30 o'clock having arrived, the time set for considering house resolution No. 25, the matter was taken up.

Speaker Moores called Mr. Sehlbrede to the chair.

The question of reconsideration of the vote by which the amendment was defeated on Friday last was taken up.

Messrs. Smith of Josephine and Davis demanded a call of the house.

The roll was called, and all the members were present, except Messrs. Baker, Beach, Buckman, Burke, Burleigh, Cardwell,

Guild, Hillegas, Myers, Patterson, Rinearson, Scott, Smith of Clackamas, Thompson, and Wright.

The sergeant-at-arms was ordered to bring in the absent members.

Mr. Cleeton moved that Mr. Cardwell be excused.

The motion prevailed.

Mr. Hofer moved that further proceedings under call of the house be dispensed with.

The motion was lost.

Mr. Hofer demanded a call of the house.

The roll was called, and all the members were present, except Messrs. Baker, Cardwell, Rinearson, Scott, Thompson, and Wright.

Mr. Long moved to adjourn.

Messrs. Smith of Josephine and Hofer demanded the ayes and nays on the motion to adjourn.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Conn, Daly, Guild, Huffman, Long, Lyle, McCracken, Myers, Rinearson, Yates, and Young—11.

Nays—Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cleeton, Cole, Coon, Cooper, Craig, Curtis, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Jeffrey, Keyt, Lester, McGreer, Mintie, Moorhead, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Tigard, Wright, and Mr. Speaker—46.

Absent—Messrs. Cardwell, Scott, and Thompson—3.

Mr. Smith of Josephine moved that further proceedings under call of the house be dispensed with.

The motion prevailed.

On motion of Mr. Hofer, Mr. Thompson was granted leave of absence for the afternoon.

On a reconsideration of the vote on the amendment to house resolution No. 25, Messrs. Smith of Josephine and Smith of Polk demanded the ayes and nays.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Calvert, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Josephine, Smith of Linn, Templeton, Wright, Yates, Young, and Mr. Speaker—52.



Nays—Messrs. Burleigh, Hillegas, Nealon, Smith of Polk, and Tigard—5.

Absent—Messrs. Cardwell, Scott, and Thompson—3.

The motion to reconsider prevailed.

Mr. Smith of Josephine moved that the amendment be adopted as amended.

Mr. Hofer offered the following amendment:—

#### AMENDMENT.

Ten dollars per day for chief clerk and seven dollars and fifty cents per day for journal clerk, reading clerk, and calendar clerk.

Mr. Hofer moved the adoption of the amendment.

Messrs. Hofer and Moores demanded the ayes and nays on the amendment.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley Blundell, Boothby, Bridges, Buckman, Burke, Calvert, Cole, Conn, Cooper, Craig, Curtis, David, Davis, Dunn, Gowdy, Hofer, Keyt, Lester, Lyle, McGreer, Mintie, Paxton, Sehlbrede, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Tigard, and Mr. Speaker—31.

Nays—Messrs. Beach, Burleigh, Cleeton, Coon, Daly, Gates, Guild, Gurdane, Hillegas, Hope, Huffman, Jeffrey, Long, McCracken, Moorhead, Myers, Nealon, Patterson, Rinearson, Shutrum, Stanley, Stewart, Smith of Josephine, Wright, Yates, and Young—26.

Absent—Messrs. Cardwell, Scott, and Thompson—3.

The amendment to the amendment was adopted.

Messrs. Conn and Hofer demanded the ayes and nays on the adoption of the report of the committee as amended.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Burke, Cleeton, Cole, Conn, Coon, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Patterson, Paxton, Rinearson, Sehlbrede, Stanley, Smith of Clackamas, Smith of Josephine, Smith of Linn, Templeton, Tigard, Wright, Yates, Young, and Mr. Speaker—45.

Nays—Messrs. Buckman, Burleigh, Calvert, Cooper, Hope, Huffman, Jeffrey, Keyt, Nealon, Shutrum, Stewart, and Smith of Polk—12.

Absent—Messrs. Cardwell, Scott, and Thompson—3.

The motion to adopt prevailed.

Mr. Hofer moved to reconsider.



Mr. Paxton moved to indefinitely postpone.

The motion to reconsider prevailed.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 7, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 124, beg leave to report that we have had the same under consideration, and respectfully report it back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 7, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 195, beg leave to report that we have had the same under consideration, and respectfully report it back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 7, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 252, beg leave to report that we have had the same under consideration, and respectfully report it back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 7, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 212, beg leave to report that we have had the same under consideration, and respectfully report it back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Moores introduced house resolution No. 38.

## HOUSE RESOLUTION NO. 38.

*Resolved*, That the state printer be instructed to so prepare the house calendar as to refer to all bills, resolutions, memorials, etc., by number only, and by such reference only as is needed to show their existing status, and that all reference to bills, resolutions, etc., upon which final action has been taken, and all duplicate references to such bills, resolutions, etc., as are still awaiting the action of the house be eliminated from the calendar.

Mr. Moores moved a suspension of the rules and that action be taken on the resolution now.

The motion prevailed.

Mr. Moores moved the adoption of the resolution.

The motion was lost.

On motion of Mr. Wright, the house adjourned.

R. E. MOODY,  
Chief clerk.

FRIDAY, FEBRUARY 8, 1895.

## MORNING SESSION.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 8, 1895. }

The house was called to order at 9:30 o'clock a. m., by the speaker.

The session was opened with prayer by Rev. Mr. Shulse of Salem.

The roll was called, and all the members were present, except Messrs. Buckman, Burke, Calvert, Cole, Coon, Myers, Paxton, Scott, Stewart, Smith of Josephine, and Thompson.

Messrs. Myers and Calvert were excused, being absent on committee work.

On motion of Mr. Blundell, the reading of the journal of yesterday was dispensed with.

Mr. Hofer, chairman of committee on revision and correction of journal, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 8, 1895. }

*Mr. Speaker :*

Your committee on revision and correction of journal, to whom was referred the journal of February 6th, beg leave to report that we have had the same under consideration, and respectfully report back to the house that we have examined the same and find it correct.

E. HOFER,  
Chairman.

On motion of Mr. Hofer, the report was adopted.

Mr. Gates, chairman of the special committee, consisting of the delegation from Washington county, to whom was referred house bill No. 283, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February—, 1895. }

*Mr. Speaker :*

Your special committee, consisting of the delegation from Washington county, to whom was referred house bill No. 283, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

#### AMENDMENT.

c Amend the title by changing error in date, "February, 21, 1893," to read "February 11, 1893."

AMENDMENT.

Amend section 2 by omitting the following words: "said stone being set at the northeast corner of the original town plat of Forest Grove."

AMENDMENT.

Also, amend "running thence east one hundred and sixty-seven (167) feet" to read "running thence east two hundred (200) feet."

AMENDMENT.

Also, amend "two hundred and thirty-three (233) feet east of the southeast corner," etc., to read "two hundred and sixty-six (266) feet east of the southeast corner," etc.

AMENDMENT.

Omit the apostrophe in "Curtis' addition," so that it will read "Curtis addition."

AMENDMENT.

In section 7, article III, omit the words "general or special."

AMENDMENT.

In article V insert the following: "*provided*, no authority is hereby given to issue warrants for any year's expenditures in excess of ten mills on the assessable property within the city as determined by the previous year's assessment."

AMENDMENT.

In article XXXII omit the words "to borrow money on the faith of the city, or loan the credit thereof, but the city shall not at any time be liable for a larger amount than two thousand dollars for any loan or loans; *provided*, that"; the article to begin "the common council," etc.

AMENDMENT.

In article XXXIII omit the words "pays a tax," and insert the following: "has paid a tax during the previous two years."

AMENDMENT.

In article XXXVI amend the following: "to require all male citizens between the ages of twenty-one and fifty years," so as to

read "to require all male citizens over the age of twenty-one years."

AMENDMENT.

Also, change "not to exceed two dollars," to read "not to exceed one dollar."

AMENDMENT.

In section 10 amend the following: "a special election is held under this act," to read "the regular election to be held on the second Monday of January, 1896," and to omit the following: "which special election shall be held the second Monday after this act takes effect, and the common council, then in office, shall give ten days' notice of such election, and appoint the judges and clerks therefor. At such special election there shall be elected the officers provided in this act to be elected at general elections of the city, and they shall continue in office until the officers elected at the next general election are qualified; and such special election shall be conducted in all respects in the manner provided in this act for general elections of the city."

H. V. GATES,  
Chairman.

On motion of Mr. Gates, the amendments were adopted.

Mr. Smith of Polk moved that the rules be suspended and that house bill No. 316 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Buckman, Burke, Burleigh, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lyle, McCracken, Mintie, Moorhead, Nealon, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Tigard, Young, and Mr. Speaker—42.

Nays—None.

Absent—Messrs. Beach, Bridges, Calvert, Cardwell, Conn, Lester, Long, McGreer, Myers, Patterson, Paxton, Rinearson, Scott, Smith of Josephine, Templeton, Thompson, Wright, and Yates,—18.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the committee on assessment and taxation.

A petition from the delegation from Marion county on the question of salaries of Marion county officers was presented, and was referred back to them.

Mr. Conn moved that the house take up the sixth order of business.

The motion was lost.

Mr. Cleeton, chairman of the special committee on school and university lands, to whom was referred house bill No. 64, submitted the following report:—

### REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 8, 1895.

*Mr. Speaker:*

Your special committee on school and university lands, to whom was referred house bill No. 64, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that the enclosed amended bill do pass.

T. J. CLEETON,  
Chairman.

### SUBSTITUTE FOR HOUSE BILL NO. 64.

A bill for an act to amend section 3597 of the laws of Oregon as compiled and annotated by William Lair Hill, and to repeal section 3619 of the laws of Oregon, as compiled and annotated by William Lair Hill.

*Be it enacted by the Legislative Assembly of the State of Oregon:*

[Section 1.] That section 3597 of the laws of Oregon, as compiled and annotated by Wm. Lair Hill, be amended so as to read as follows:

Section 1. The governor may appoint an agent to select all lands donated to the state by the United States, and to ascertain all losses sustained by the state by reason of the occupancy of sections 16 and 36 by or through the United States government, and when such losses have been ascertained, then to select from the best timber or other lands owned by the United States government, lands in lieu of said sections 16 and 36, occupied by the government; said agent shall receive as compensation for such services a sum not exceeding twelve hundred dollars, and reasonable traveling expenses, under the supervision of the governor. That all lands in lieu of sections 16 and 36 be and the same are hereby withdrawn from sale for a period of two years. That the board losses have been ascertained, then to select from

the best timber, or other lands, owned by the United States government, lands in lieu of said sections 16 and 36, occupied by the government; said agent shall receive as compensation for such services a sum not exceeding twelve hundred dollars a year, and reasonable traveling expenses, under the supervision of the governor.

Section 2. That section 3 of said act of February 21, 1887, as above set forth, be and the same is hereby repealed lands to make good such losses and to perfect title to them to the state. That a list of such lands so selected be kept in a book accessible to every one in the clerk's office of the school land board accurately describing the land for sale and the land for which it was taken in lieu.

Section 4. That the price and manner of sale of such lands so selected shall be fixed by the next legislature; *provided*, that the price shall not be at a less sum than three dollars per acre.

Section 5. That all acts or laws or parts of acts or laws in conflict with this be and the same are hereby repealed.

Section 6. That as a large quantity of this land has been actually occupied by the United States government as a forest reserve, and requires immediate attention, this act go into effect immediately after its signature by the governor.

Mr. Daly moved that the rules be suspended and that house bill No. 64 be read third time.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Buckman, Burke, Burleigh, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Jeffrey, Keyt, Lester, Lyle, McCracken, McGreer, Mintie, Moorhead, Nealon, Patterson, Rinearson, Sehlbrede, Shurum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Tigard, Wright, Yates, and Mr. Speaker—47.

Nays—Messrs. Huffman and Young—2.

Absent—Messrs. Beach, Bridges, Calvert, Gates, Long, Myers, Paxton, Scott, Smith of Josephine, Templeton, and Thompson—11.

So the rules were suspended.

Mr. Daly moved that house bill No. 64 as amended be made a special order at 3 o'clock p. m. today, with instruction to have the same printed.

The motion prevailed.

Mr. Craig, chairman of the special committee consisting of the delegation from Marion county, to whom was referred house bill No. 138, submitted the following report:—



## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 8, 1895. }

*Mr. Speaker:*

Your special committee, consisting of the delegation from Marion county, to whom was referred house bill No. 138, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

DAVID CRAIG,  
 Chairman.

On motion of Mr. Craig, the report was adopted.

Mr. Guild introduced house concurrent resolution No. 29.

## HOUSE CONCURRENT RESOLUTION NO. 29.

*Resolved by the House, the Senate concurring,* That a committee of three persons from the house and two from the senate be appointed to investigate the books and accounts of the state food and dairy commissioner, and that said committee be authorized to employ a competent clerk to expert said books and accounts at a figure not to exceed three dollars per day for the time actually employed, and that such expert shall not consume more than three days in making such investigation, the committee to have leave to report at any time.

The resolution was referred to the committee on resolutions.

On motion of Mr. Cooper, the invitation of President Bloss to visit agricultural college was accepted.

The speaker announced that he was about to sign house bills Nos. 16 and 290, and soon thereafter declared that he had signed the same.

House bill No. 37 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Buckman, Burke, Burleigh, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hope, Huffman, Jeffrey, Keyt, Lester, Lyle, McCracken, McGreer, Mintie, Moorhead, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Templeton, Tigard, Wright, Young, and Mr. Speaker—47.

Nays—Mr. Hofer—1.

Absent—Messrs. Bridges, Calvert, Daly, Gates, Guild, Long, Myers, Scott, Smith of Clackamas, Smith of Linn, Thompson, and Yates—12.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 7, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has adopted senate joint memorial No. 2, memorializing congress to grant a pension to Mrs. Margaret C. McKay.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

SENATE JOINT MEMORIAL NO. 2.

MEMORIAL TO THE CONGRESS OF THE UNITED STATES, PRAYING FOR THE PASSAGE OF AN ACT OF CONGRESS GRANTING A PENSION TO MRS. MARGABET C. M'KAY, WIDOW OF THE LATE DR. WM. C. M'KAY OF PENDLETON, OREGON.

Whereas, Dr. Wm. C. McKay, late of Pendleton, Oregon, was in 1851, instrumental in securing the surrender of the Indian murderers of Dr. Whitman; and, whereas, at the trial of said murderers at Oregon City the Indian chiefs present invited Dr. McKay to establish a trading-post in their country, which he did near the site of the present city of Pendleton, Oregon: said post became a rendezvous of traders and travelers and was a powerful factor in restraining the restless tribes of the northwest; and, whereas, in June, 1855, Dr. McKay was secretary in behalf of the United States at the great Walla Walla council called by General I. I. Stevens, General Joe Palmer, and others, and was instrumental in securing a cession of Indian lands; and, whereas, in the autumn of 1855 the sudden influx of whites into the Indian country brought on a war in which the Indians singled out Dr. McKay as a fitting object for their revenge, and totally destroyed his post and property; and, whereas, Dr. McKay was a prominent scout in the war of 1855 and 1856, and his services were of extraordinary value to the commanding generals, who were unacquainted with Indian methods of warfare; and,

whereas, in the fall of 1856, Dr. McKay acted as guide for the expeditions of Generals Wright and Steptoe, and it was at his suggestion that the site for Fort Walla Walla was selected and a garrison established there; and, whereas, in 1866, the Snakes began to commit depredations, massacreing settlers and cutting off supply-trains, and by act of the Oregon legislature Dr. McKay was asked to organize a company of Warm Spring Indian scouts to take the field against the hostile Snakes, which he did, and the doctor and his company were sworn into the United States service in October, 1866, entering the field in midwinter. In one year's time the Snakes and Piutes sued for peace, openly attributing their defeat to McKay and his scouts. The amount of life and property saved to the whites by the doctor's heroism in this hazardous campaign is beyond estimate; and, whereas, the doctor did, during his lifetime, try to secure compensation for his losses, but unsuccessfully; and, whereas, though of mixed blood, he was always a friend and helper to the whites; and, whereas, Margaret C. McKay, the widow of said William C. McKay, is a cripple, in old age and straightened circumstances; wherefore, in view of these many and valuable services to early Oregon—

*Be it resolved by the Senate of the State of Oregon, the House of Representatives concurring,* That our representatives and senators in congress be and they are hereby requested to exert their influence to secure the passage by congress of an act granting a suitable and adequate pension to said Margaret C. McKay, widow of said Wm. C. McKay.

On motion of Mr. Rinearson, the house adopted senate joint memorial No 2.

House bill No. 220 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Hope, Jeffrey, Keyt, Lester, McCracken, McGreer, Mintie, Moorhead, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Tigard, Wright, Yates, Young and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Cleeton, Gates, Guild, Huffman, Long, Lyle, Myers, Scott, and Thompson—9.

So the bill passed.

Gates, Gowdy, Guild, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGeer, Mintie, Moorhead, Myers, Nealon, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Tigard, Yates, and Young—54.

Nays—None.

Absent—Messrs. Gurdane, Patterson, Scott, Thompson, Wright, and Mr. Speaker—6.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 8, 1895. }

*Mr. President:*

I am directed by the president to inform you that the senate has passed house bill No. 176 as follows: Amend section 4 so that it will read as follows: "The present law being insufficient for the government of the town of Mt. Angel, this act shall take effect and be in force from and after its approval by the governor."

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

On motion of Mr. Hofer, the amendment was concurred in.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 8, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 175, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 8, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 46, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 8, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 32, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES. }  
SALEM, Oregon, }  
February 8, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 42, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Lester, chairman of the committee on fisheries and game, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 7, 1895. }

*Mr. Speaker :*

Your committee on fisheries and game, to whom was referred house bill No. 155, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

## AMENDMENT.

Strike out the petition and the names of the petitioners from the bill as printed.

## AMENDMENT.

In section 1, line three of the printed bill, strike out the word "first," and insert the word "fifteenth."

## AMENDMENT.

In section 4, line two of the printed bill, strike out the word "fifteenth," and insert the word "thirty."

## AMENDMENT.

Strike out section 5 of the printed bill, and insert in place thereof: "Section 5. One half of all fines collected under the provisions of this act shall be paid to the informer, and one half into the treasury of the county in which the offense was committed."

C. F. LESTER,  
 Chairman.

On motion of Mr. Nealon, the amendments were adopted.

Mr. Lester, chairman of the committee on fisheries and game, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 7, 1895. }

*Mr. Speaker :*

Your committee on fisheries and game, to whom was referred house bill No. 294, beg leave to report that we have had the same

under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:

# AMENDMENT.

In section 3, line two of the printed bill, strike out the word "fifteen," and insert the word "ten."

C. F. LESTER,  
Chairman.

On motion of Mr. Lester, the amendment was adopted.

Mr. Lester, chairman of the committee on fisheries and game, submitted the following report:—

# REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 8, 1895, }

*Mr. Speaker :*

Your committee on fisheries and game, to whom was referred house bill No. 345, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

C. F. LESTER,  
Chairman.

The committee on fisheries and game was allowed leave of absence for three or four days.

House bill No. 212 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Nealon, Patterson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, and Young—54.

Nays—None.

Absent—Messrs. Myers, Paxton, Rinearson, Scott, Smith of Clackamas, and Mr. Speaker—6.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 252 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Nealon, Patterson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, and Young—52.

Nays—None.

Absent—Messrs. Bridges, Coon, Myers, Paxton, Rinearson, Scott, Smith of Clackamas, and Mr. Speaker—8.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 195 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Long, Lyle, McCracken, McGreer, Moorhead, Myers, Nealon, Patterson, Paxton, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, and Young—53.

Nays—None.

Absent—Messrs. Beach, Lester, Mintie, Rinearson, Scott, Sehlbrede, and Mr. Speaker—7.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Smith of Polk, chairman of the special committee, to whom was referred house bill No. 222, submitted the following report:—



REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 7, 1895. }

*Mr. Speaker :*

Your special committee, to whom was referred house bill No. 222, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

AMENDMENT.

Strike out lines twenty-two, twenty-three, twenty-four and twenty-five in section 7, and insert "No county shall authorize the construction of more than twenty miles of such road in any one year; *and provided*, that in determining what roads."

AMENDMENT.

Strike out all of section 7, after the words "section 2 of this act," in line twenty-nine.

IRA S. SMITH,  
Chairman.

On motion of Mr. Smith of Polk, the amendments were adopted.

Mr. Bridges, chairman of the committee on corporations, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 8, 1895. }

*Mr. Speaker :*

Your committee on corporations, to whom was referred house bill No. 351, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

J. T. BRIDGES,  
Chairman.

Mr. Paxton moved that the rules be suspended, and that house bill No. 351 be considered engrossed, read third time now, and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Long, Lyle, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, and Young—51.

Nays—None.

Absent—Messrs. Beach, Buckman, Gowdy, Lester, McCracken, Rinearson, Scott, Smith of Clackamas, and Mr. Speaker—9.

So the rules were suspended and the bill considered engrossed, read third time, and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McGreer, Mintie, Moorhead, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, and Young—51.

Nays—None.

Absent—Messrs. Burke, David, McCracken, Myers, Rinearson, Scott, Smith of Clackamas, Wright, and Mr. Speaker—9.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 354 was introduced by Mr. Cooper.

House bill No. 355 was introduced by Mr. Cole.

House bill No. 356 was introduced by Mr. Hofer.

House bill No. 357 was introduced by Mr. Burleigh.

Mr. Stewart presented the following protest:—

#### PROTEST.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February —, 1895. }

We, the undersigned, members of the eighteenth biennial session of the legislative assembly of the state of Oregon, hereby

most respectfully protest against the wholesale employment of useless clerks at excessive compensation by various committees, as being an unwarranted waste of public funds, and entailing increased taxation upon an already overburdened people.

FRANK A. STEWART.

JOHN A. JEFFREY.

J. A. BURLEIGH.

S. M. NEALON.

THOMAS BUCKMAN.

C. D. HUFFMAN.

J. C. YOUNG.

Mr. Smith of Josephine moved that the protest be referred to the committee on fisheries and game.

Messrs. Burleigh and Jeffrey demanded the ayes and nays on the motion.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Myers and Smith of Josephine—2.

Nays—Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Lyle, McCracken, McGreer, Mintie, Moorhead, Nealon, Patterson, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—55.

Absent—Messrs. Long, Paxton, and Scott—3.

The motion to refer was lost.

#### JOINT CONVENTION.

The joint convention of February 8, 1895, was called to order at 12 o'clock m. by the president of the senate, Hon. Joseph Simon.

The chief clerk of the senate called the roll of the senate, and all the senators were present.

The chief clerk of the house called the roll of the house, and all the representatives were present, except Representatives Scott and Thompson.

Representatives Scott and Thompson were announced as being paired on the vote for United States senator.

There being no objection, the reading of the journal of the joint convention of Thursday, the 7th instant, was dispensed with.

The president announced that as no person had received a majority of all the votes cast for United States senator for Oregon

in the joint convention of both houses on yesterday, the 7th instant, there had been no election, and directed the calling of the roll of the joint convention for the purpose of voting for United States senator.

The roll was called and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Beach, Blundell, Bridges, Brownell, Calbreath, Calvert, Cardwell, Carter, Cleeton, Conn, Daly, David, Dawson, Denny, Gesner, Gowan, Gowdy, Hobson, Long, Maxwell, McCracken, McGinn, McGreer, Mintie, Moorhead, Myers, Patterson of Marion, Paxton, Price, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Templeton. Woodard, Mr. Speaker, and Mr. President—41.

Those voting for Hon. J. K. Weatherford were: Messrs. Beckley, Butler, Cogswell, Huston, McAlister, Raley, Smith of Sherman, and Smith of Clatsop—8.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vanderburg, and Young—10.

Those voting for Hon. Geo. H. Williams were: Messrs. Burke, Cole, Cooper, Gates, Hofer, Johnson, Keyt, Lester, Lyle, Rinearson, and Tigard—11.

Those voting for Hon. S. A. Lowell were: Messrs. Alley, Baker, Boothby, Coon, Curtis, Davis, Guild, Gurdane, Hope, and Wright—10.

Those voting for Hon. Wm. P. Lord were: Messrs. Barkley, Craig, Dunn, Hillegas, McClung, Patterson of Grant, Smith of Linn, and Yates—8.

Total number of votes cast—88.

Absent—Messrs. Scott and Thompson—2.

The president announced that as no person had received a majority of all the votes cast there had been no election.

On motion of Senator Brownell, the joint convention adjourned.

On motion of Mr. Curtis, the house adjourned.

R. E. MOODY,  
Chief clerk.

## AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 8, 1895. }

The house was called to order at 2 o'clock p. m., pursuant to adjournment, by the speaker.

The roll was called, and all the members were present, except Messrs. Bridges, Burke, Cleeton, Cole, Conn, Coon, Curtis, Dunn, Hillegas, Lester, McCracken, McGreer, Myers, Patterson, Scott, Stewart, Templeton, Thompson, and Wright.

Mr. Wright moved that house bills Nos. 126 and 245 be made a special order at 2 o'clock p. m. next Tuesday.

The motion prevailed.

House bill No. 175 coming on for third reading was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Beach, Buckman, Cardwell, Cole, Conn, Craig, Daly, David, Dunn, Paxton, Thompson, and Tigard—12.

Nays—Messrs. Baker, Barkley, Boothby, Burke, Burleigh, Calvert, Cleeton, Cooper, Curtis, Davis, Gates, Gowdy, Gurdane, Hofer, Hope, Huffman, Jeffrey, Keyt, Lyle, McCracken, McGreer, Mintie, Moorhead, Nealon, Rinearson, Shutrum, Stanley, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Yates, Young, and Mr. Speaker—34.

Absent—Messrs. Blundell, Bridges, Coon, Guild, Hillegas, Lester, Long, Myers, Patterson, Scott, Sehlbrede, Stewart, Templeton, and Wright—14.

So the bill failed to pass.

Mr. Gates gave notice that within three days he would move to reconsider the vote by which house bill No. 175 was defeated.

House bill No. 46 coming on for third reading was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Beach, Boothby, Buckman, Burleigh, Calvert, Cardwell, Cleeton, Conn, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lyle, McCracken, McGreer, Mintie, Moorhead, Nealon, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Thompson, Tigard, Yates, Young, and Mr. Speaker—44.

Nays—None.

Absent—Messrs. Baker, Barkley, Blundell, Bridges, Burke, Coon, Cole, Guild, Lester, Long, Myers, Patterson, Scott, Stewart, Templeton, and Wright—16.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 32 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cole, Conn, Cooper, Craig, Curtis, Daly, David, Dunn, Gates, Guild, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lyle, McCracken, McGreer, Mintie, Moorhead, Nealon, Rinearson, Smith of Linn, Tigard, Wright, and Young—35.

Nays—Messrs. Cleeton, Davis, Gowdy, Gurdane, Paxton, Sehlbrede, Shutrum, Stanley, Smith of Polk, Smith of Josephine, Yates, and Mr. Speaker—12.

Absent—Messrs. Baker, Beach, Bridges, Coon, Lester, Long, Myers, Patterson, Scott, Stewart, Smith of Clackamas, Templeton, and Thompson—13.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 42 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hope, Huffman, Keyt, Lyle, McCracken, McGreer, Mintie, Moorhead, Nealon, Patterson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Beach, Bridges, Coon, Guild, Hofer, Jeffrey, Lester, Long, Myers, Paxton, Rinearson, and Scott—12.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 6 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Buckman, Burke, Calvert, Cardwell, Cole, Conn, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope,

Huffman, Keyt, Lyle, McCracken, McGreer, Mintie, Moorhead, Nealon, Paxton, Sehlbrede, Shutrum, Stanley, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—46.

Nays—Messrs. Burleigh, Cooper, and Jeffrey—3.

Absent—Messrs. Bridges, Cleeton, Coon, Guild, Lester, Long, Myers, Patterson, Rinearson, Scott, and Stewart—11.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The hour of 3 o'clock p. m. having arrived, the time set for a special order on house bill No. 64, the matter was taken up.

Mr. Burke moved that the bill be re-referred to the special committee on school lands.

Messrs. Hofer and Daly demanded the ayes and nays on the motion.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Buckman, Burke, Curtis, Hope, Long, and Rinearson—6.

Nays—Messrs. Baker, Barkley, Beach, Blundell, Boothby, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Cooper, Craig, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Huffman, Jeffrey, Keyt, Lyle, McCracken, McGreer, Mintie, Moorhead, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—48.

Absent—Messrs. Bridges, Coon, Lester, Myers, Scott, and Stewart—6.

The motion was lost.

Mr. Baker moved the previous question.

The motion prevailed.

House bill No. 64 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Burleigh, Calvert, Cardwell, Cole, Conn, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—50.

Nays—Messrs. Bridges, Buckman, Burke, and Rinearson—4.  
Absent—Messrs. Cleeton, Coon, Lester, Myers, Scott, and Stewart—6.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Rinearson moved to reconsider the vote by which house bill No. 200 was lost.

Mr. Paxton moved to lay the motion on the table.

The motion prevailed.

Mr. Blundell moved that Professor Condon be invited to address the house on the question of establishing a mining bureau.

The motion prevailed.

The speaker appointed Messrs. Blundell, Dunn, and Barkley a committee to escort the professor to the rostrum.

Professor Condon proceeded to address the house for fifteen minutes on the demand for a mining bureau in the state of Oregon.

On motion of Mr. Wright, a vote of thanks was tendered Professor Condon for his very excellent and able address.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 8, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 2, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 8, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house



bill No. 6, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 8, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 322, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 8, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 48, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 8, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 119, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Nays—Messrs. Bridges, Buckman, Burke, and Rinearson—4.  
Absent—Messrs. Cleeton, Coon, Lester, Myers, Scott, and Stewart—6.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Rinearson moved to reconsider the vote by which house bill No. 200 was lost.

Mr. Paxton moved to lay the motion on the table.

The motion prevailed.

Mr. Blundell moved that Professor Condon be invited to address the house on the question of establishing a mining bureau.

The motion prevailed.

The speaker appointed Messrs. Blundell, Dunn, and Barkley a committee to escort the professor to the rostrum.

Professor Condon proceeded to address the house for fifteen minutes on the demand for a mining bureau in the state of Oregon.

On motion of Mr. Wright, a vote of thanks was tendered Professor Condon for his very excellent and able address.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 8, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 2, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 8, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house

bill No. 6, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 8, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 322, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 8, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 48, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 8, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 119, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 8, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 132, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 8, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 19, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 8, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 141, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 8, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 242, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 8, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 206, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 8, 1895. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house bill No. 249, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
SALEM, Oregon, }  
February 8, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed house bill No. 351.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 8, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that he has signed house bill No. 16.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 8, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that he has signed house bill No. 290.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 8, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that the senate has passed house bill No. 350.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 8, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that the senate has passed senate bill No. 135,—a bill for an act authorizing certain corporations to appropriate lands for railroads, skidroads, tramways, and flumes for corporate purposes.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 8, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that he has signed house joint memorial No. 6.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 8, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 222,—a bill for an act to incorporate the city of Brownsville.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

Mr. Young, chairman of the special committee, to whom was referred senate bill No. 60, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 8, 1895. }

*Mr. Speaker:*

Your special committee, to whom was referred senate bill No. 60, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

J. C. YOUNG,  
Chairman.

Mr. Young, chairman of the special committee, to whom was referred senate bill No. 45, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 8, 1895. }

*Mr. Speaker :*

Your special committee, to whom was referred senate bill No. 45, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

J. C. YOUNG,  
 Chairman.

Mr. Young, chairman of the special committee, to whom was referred senate bill No. 162, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 8, 1895. }

*Mr. Speaker :*

Your special committee, to whom was referred senate bill No. 162, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

J. C. YOUNG,  
 Chairman.

On motion of Mr. Young, the reports were adopted.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
 SALEM, Oregon, }  
 February 8, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that senate bill No. 87 is reported as properly enrolled.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
 Chief clerk.

The committee on counties was given leave to retire.

On motion of Mr. Hofer, the special joint committee to examine books and accounts at the state penitentiary were granted until



next Wednesday to report, but not allowed clerical aid for the additional time.

Mr. Daly moved that house bills Nos. 66, 133, 172, 179, 263, and 269 be taken from the different committees and referred to the committee on salary of state and county officers.

House bill No. 322 coming on for third reading, was read third time.

Mr. Paxton moved that the bill be indefinitely postponed.

The motion prevailed.

The speaker announced that he was about to sign house bill No. 249, and soon thereafter declared that he had signed the same.

The speaker announced that he was about to sign senate bill No. 87, and soon thereafter declared that he had signed the same.

House bill No. 48 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Poothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cole, Cooper, Curtis, Daly, Gurdane, Huffman, Jeffrey, Keyt, McCracken, Nealon, Patterson, Rinearson, Shutrum, Smith of Linn, Tigard, Wright, and Young—26.

Nays—Messrs. Craig, David, Dunn, Gowdy, Hillegas, Hofer, Mintie, Moorhead, Sehlbrede, Stanley, Smith of Polk, Smith of Josephine, Thompson, Yates, and Mr. Speaker—15.

Absent—Messrs. Beach, Bridges, Cleeton, Conn, Coon, Davis, Gates, Guild, Hope, Lester, Long, Lyle, McGreer, Myers, Paxton, Scott, Smith of Clackamas, Stewart, and Templeton—19.

So the bill failed to pass.

Mr. Hofer gave notice of his intention to move for a reconsideration of the vote by which house bill No. 48 was lost.

Mr. Burke moved that the rules be suspended and that senate bill No. 222 be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Cooper, Craig, Curtis, Daly, Davis, Dunn, Gates, Gowdy, Hillegas, Hofer, Huffman, Jeffrey, Keyt, Long, McCracken, Mintie, Moorhead, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Stanley, Smith of Polk, Smith of Josephine, Smith of Linn, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—45.

Nays—Mr. David—1.

Absent—Messrs. Bridges, Coon, Guild, Gurdane, Hope, Lester, Lyle, McGreer, Myers, Scott, Shutrum, Stewart, Smith of Clackamas, and Templeton—14.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

Mr. Burke moved that the rules be further suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Hillegas, Hofer, Huffman, Jeffrey, Keyt, Long, McCracken, Mintie, Moorhead, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Stanley, Smith of Polk, Smith of Josephine, Smith of Linn, Thompson, Tigard, Wright, Young, and Mr. Speaker—44.

Nays—Messrs. Gates and Yates—2.

Absent—Messrs. Bridges, Coon, Guild, Gurdane, Hope, Lester, Lyle, McGreer, Myers, Scott, Shutrum, Stewart, Smith of Clackamas, and Templeton—14.

So the rules were suspended and the bill was read second time by title only.

Mr. Burke moved that the rules be further suspended and that the bill be read third time now and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Cooper, Craig, Curtis, Daly, Davis, Dunn, Gowdy, Hillegas, Hofer, Huffman, Jeffrey, Keyt, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Stanley, Smith of Polk, Smith of Josephine, Smith of Linn, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—46.

Nays—Messrs. David and Gates—2.

Absent—Messrs. Bridges, Coon, Guild, Gurdane, Hope, Lester, Lyle, Scott, Shutrum, Stewart, Smith of Clackamas, and Templeton—12.

So the rules were suspended and the bill read third time and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Cooper, Craig, Curtis, David, Davis, Dunn, Gates, Gowdy, Hillegas, Hofer, Jeffrey, Keyt, Long, McGreer, Mintie, Moorhead, Nealon, Patterson, Paxton, Sehlbrede, Stanley, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Young, and Mr. Speaker—44.

**Absent**—Messrs. Bridges, Coon, Daly, Gurdane, Hope, Huffman, Lester, Lyle, McCracken, Myers, Rinearson, Scott, Shurtum, Stewart, Smith of Clackamas, and Yates—16.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

**MESSAGE FROM THE GOVERNOR.**

STATE OF OREGON, EXECUTIVE DEPARTMENT, }  
SALEM, Oregon, }  
February 8, 1895. }

*To the Honorable the Speaker of the House:*

I am directed by the governor to inform you that he has approved and signed the following bill: House bill No. 16.

W. S. DUNNIWAY,  
Private secretary.

**MESSAGE FROM THE SENATE.**

SENATE CHAMBER, }  
SALEM, Oregon, }  
February 8, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that he has signed house bill No. 249.

And the same is herewith returned to you.

WALTER SINCLAIR,  
Chief clerk.

Mr. Gates moved that the house hold a special evening session Monday next to consider charter, bridge, and local measures.

The motion prevailed.

**MESSAGE FROM THE SENATE.**

SENATE CHAMBER, }  
SALEM, Oregon, }  
February 8, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 220,—a bill for an act to establish boundary lines between Wasco and Multnomah counties.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

On motion of Mr. Long, the house adjourned.

R. E. MOODY,  
Chief clerk.

SATURDAY, FEBRUARY 9, 1895.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 9, 1895. }

The house was called to order at 9:30 o'clock a. m. by the speaker.

The session was opened with prayer by Rev. H. L. Barkley of Woodburn.

The roll was called and all the members were present, except Messrs. Baker, Bridges, Burke, Burleigh, Coon, Gowdy, Hillegas, Lester, Long, Myers, Stewart, Patterson, Rinearson, Scott, Wright, and Yates.

On motion of Mr. Curtis, the reading of the journal of yesterday was dispensed with.

Mr. Hofer, chairman of committee on revision and correction of journal, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 9, 1895. }

*Mr. Speaker:*

Your committee on revision and correction of journal, to whom was referred the journal of February 7th, beg leave to report that we have had the same under consideration, and respectfully report back to the house that we have examined the same and find it correct.

E. HOFER,  
Chairman.

On motion of Mr. Hofer, the report was adopted.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 9, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 31, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 9, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 235, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 9, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 117, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 9, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 186, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
 Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 9, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 45, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
 Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 9, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 237, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
 Chairman.

On motion of Mr. Cleeton, the house took up the sixth order of business.

House bill No. 310 coming on for second reading, was read second time.

The bill was referred to the committee on education.

House bill No. 311 coming on for second reading, was read second time.

The bill was referred to the committee on counties.

House bill No. 312 coming on for second reading, was read second time.

The bill was referred to the committee on public lands.

House bill No. 313 coming on for second reading, was read second time.

On motion of Mr. Huffman, the bill was referred to the delegation from Umatilla and Union counties, with leave to report at any time.

Mr. Gowdy was excused for three-quarters of an hour.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 9, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 9, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

House bill No. 314 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 315 coming on for second reading, was read second time.

The bill was referred to the committee on assessment and taxation.

House bill No. 318 coming on for second reading, was read second time.

On motion of Mr. Long, the bill was referred to the committee on assessment and taxation.

Mr. Long, chairman of the committee on assessment and taxation, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February —, 1895. }

*Mr. Speaker:*

Your committee on assessment and taxation, to whom was re-

ferred house bill No. 318, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:

AMENDMENT.

That the word "August" in section 3 be stricken out, and the word "September" inserted.

J. M. LONG,  
Chairman.

On motion of Mr. Paxton, the amendment was adopted.

On motion of Mr. Paxton, the amendment was adopted.

Mr. Paxton moved that the rules be suspended and that house bill No. 318 be considered engrossed, read third time now, and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Boothby, Buckman, Burleigh, Calvert, Cardwell, Cleeton, Conn, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gurdane, Hofer, Hope, Huffman, Jeffrey, Keyt, Long, McCracken, McGreer, Mintie, Moorhead, Nealon, Paxton, Sehlbrede, Shutrum, Stanley, Smith of Polk, Smith of Linn, Thompson, Tigard, Wright, Young, and Mr. Speaker—40.

Nays—None.

Absent—Messrs. Beach, Blundell, Bridges, Burke, Cole, Coon, Gowdy, Guild, Hillegas, Lester, Lyle, Myers, Patterson, Rinearson, Scott, Stewart, Smith of Clackamas, Smith of Josephine, Templeton, and Yates—20.

So the rules were suspended and the bill considered engrossed, read third time, and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Long, McCracken, McGreer, Mintie, Nealon, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Bridges, Coon, Lester, Lyle, Moorhead, Myers, Patterson, and Scott—8.

So the bill passed.



There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 319 coming on for second reading, was read second time.

The bill was referred to the committee on fisheries and game.

House bill No. 320 coming on for second reading, was read second time.

The bill was referred to the committee on fisheries and game.

House bill No. 323 coming on for second reading, was read second time.

The bill was referred to the committee on claims.

House bill No. 324 coming on for second reading, was read second time.

Mr. Gates moved to indefinitely postpone.

Messrs. Hofer and Barkley demanded the ayes and nays on the motion.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Beach, Burke, Cardwell, Cleeton, Cole, Curtis, Daly, Dunn, Gates, Gowdy, Guild, Gurdane, Hope, Long, Lyle, McCracken, Mintie, Moorhead, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Smith of Clackamas, Templeton, Thompson, Tigard, and Yates—29.

Nays—Messrs. Barkley, Blundell, Boothby, Buckman, Burleigh, Calvert, Conn, Craig, David, Davis, Hofer, Huffman, Jeffrey, Keyt, McGreer, Nealon, Smith of Polk, Smith of Josephine, Young, and Mr. Speaker—20.

Absent—Messrs. Bridges, Coon, Cooper, Hillegas, Lester, Myers, Patterson, Scott, Stewart, Smith of Linn, and Wright—11.

So the bill was indefinitely postponed.

House bill No. 326 coming on for second reading, was read second time.

The bill was referred to the committee on corporations.

House bill No. 328 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 330 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 331 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 346 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary.

House bill No. 347 coming on for second reading, was read second time.

MESSAGE FROM THE GOVERNOR.

STATE OF OREGON, EXECUTIVE DEPARTMENT, }  
SALEM, Oregon, }  
February 9, 1895. }

*To the Honorable the Speaker of the House:*

I am directed by the governor to inform you that he has approved and signed the following bills: House bills Nos. 249 and 290.

W. S. DUNIWAY,  
Private secretary.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
SALEM, Oregon, }  
February 9, 1895. }

*Mr. President:*

I am directed by the president to inform you that senate joint memorial No. 2 is reported as correctly enrolled.

And the same are herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

The speaker announced that he was about to sign senate joint memorial No. 2, and soon thereafter declared that he had signed the same.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
SALEM, Oregon, }  
February 9, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed house bill No. 131.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

Mr. Curtis moved that the rules be suspended and that house

bill No. 347 be considered engrossed, read third time now, and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were —

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hofer, Hope, Huffman, Jeffrey, Keyt, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Nealon, Paxton, Sehlbrede, Shutrum, Stanley, Smith of Clackamas, Smith of Polk, Smith of Josephine, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker — 50.

Nays — None.

Absent — Messrs. Bridges, Coon, Hillegas, Lester, Myers, Patterson, Rinearson, Scott, Stewart, and Smith of Linn — 10.

So the rules were suspended and the bill considered engrossed, read third time, and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were —

Messrs. Baker, Barkley, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hofer, Huffman, Jeffrey, Keyt, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Nealon, Paxton, Rinearson, Shutrum, Stanley, Smith of Clackamas, Smith of Polk, Smith of Josephine, Templeton, Tigard, Wright, Yates, Young, and Mr. Speaker — 46.

Nays — None.

Absent — Messrs. Beach, Bridges, Coon, Cooper, Hillegas, Hope, Lester, Myers, Patterson, Scott, Sehlbrede, Stewart, Smith of Linn, and Thompson — 14.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 348 coming on for second reading, was read second time.

On motion of Mr. Jeffrey, the bill was referred to the delegation from Jackson county, with leave to report at any time.

House bill No. 353 coming on for second reading, was read second time.

The bill was referred to the committee on education.

The house took up the seventh order of business.

Mr. Paxton, chairman of the special committee, consisting of the delegation from Multnomah county, to whom was referred house bill No. 325, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 9, 1895. }

*Mr. Speaker:*

Your special committee, consisting of the delegation from Multnomah county, to whom was referred house bill No. 325, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,  
 Chairman.

On motion of Mr. Cole, the report was adopted.

Mr. Paxton, chairman of the special committee, consisting of the delegation from Multnomah county, to whom was referred house bill No. 143, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 9, 1895. }

*Mr. Speaker:*

Your special committee, consisting of the delegation from Multnomah county, to whom was referred house bill No. 143, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

## AMENDMENT.

Amend the title of the bill by inserting therein after the words "at or near Knight and Quimby streets, in the city of Portland," the following: "and to make necessary repairs and replacements to the draw of the Maidison-street bridge, and other necessary repairs to the free bridges of the city of Portland."

## AMENDMENT.

Strike out section 1 of the bill, and insert in lieu thereof the following:

Section 1. That the bridge commission created and provided for, in, by, and under the act of the legislative assembly of the state of Oregon, filed in the office of the secretary of state February 18, 1891, entitled "An act to authorize the cities of Portland, East Portland, and Albina to construct, purchase, or acquire, by

condemnation or other means, one or more bridges across the Willamette river between the city of Portland and the city of East Portland, in Multnomah county, Oregon, which bridge or bridges shall be free to all pedestrians and all classes of vehicles, except railways and street railways," and said bridge commission is hereby authorized and empowered, whenever it has not on hand moneys to pay the same, to draw and issue warrants on its treasurer for the necessary expenses of maintaining and operating the free ferry situated at or near Knight and Quimby streets, in the city of Portland, known as the Albina ferry, until such times as funds can be realized from taxes for the operation and maintenance of said ferry, as hereinafter provided; and to draw and issue warrants on its treasurer for the necessary expenses of repairing, maintaining, and replacing the draw of the Madison-street bridge, in the city of Portland, and making other necessary repairs to the free bridge of the said city. All warrants issued by said bridge commission shall be signed by the chairman and countersigned by the clerk of the commission, and shall be drawn upon the treasurer thereof, and shall bear interest from date of issue until paid at the rate of five per cent. (5%) per annum.

#### AMENDMENT.

Strike out section 2 of the bill and insert in lieu thereof the following:

Section 2. Said bridge commission shall each year, in making the estimate of the probable cost of maintaining the bridges of the city of Portland and the costs of alterations, improvements, and interests upon bonds required to be made by said commission by the provisions of section 20 of the act of the legislative assembly, filed in the office of the secretary of state February 18, 1891, entitled "An act to authorize the city of Portland, East Portland, and Albina to construct, purchase, or acquire, by condemnation or other means, one or more bridges across the Willamette river between the city of Portland and the city of East Portland, Multnomah county, Oregon, which bridges shall be free to all pedestrians, and all classes of vehicles and traffic, except railways and street railways, include in said estimate a sufficient sum to pay the expenses of operating, maintaining, and keeping in good condition and repair during the ensuing year the said free ferry, described in section 1 of this act and known as the Albina ferry, and to pay the cost of repairs, contemplated improvements, or alterations, if any, of said ferry, together with one year's interest on all ferry bonds issued by the bridge committee of the city of Portland, and to pay all outstanding warrants issued by the bridge commission under this act and interest

thereon; and include all such sums of money in the estimate forwarded by said bridge commission to the county clerk of Multnomah county. All moneys received from the bridge tax shall constitute a fund out of which said bridge commission shall pay interest upon all bridge and ferry bonds issued by the bridge committee in said city of Portland and the necessary expenses of maintaining, keeping in repair, and operating the free bridges and free ferry of said city, and all warrants which said bridge commission may issue in pursuance of this act and interest thereon.

#### AMENDMENT.

Strike out section 3 of the bill, and insert in lieu thereof the following:

Section 3. Inasmuch as the moneys available for the operation of said free ferry will be exhausted before this act would take effect in the ordinary course, and said commission has no power under existing laws to issue warrants or borrow money in order to keep the same in operation, and there is great public necessity for the maintenance of said free ferry and keeping in repair of said bridges, and the public interest and convenience will be subserved thereby an emergency exists, and this act shall take effect and be in force from and after its approval by the governor.

O. F. PAXTON,  
Chairman.

On motion of Mr. Cole, the amendments were adopted.

Mr. Cole moved that the bill be read third time now.

The motion prevailed.

House bill No. 143 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Craig, Curtis, Daly, Dunn, Gates, Gowdy, Guild, Gurdane, Hofer, Hope, Huffman, Jeffrey, Keyt, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Nealon, Paxton, Rinearson, Shutrum, Stanley, Smith of Clackamas, Smith of Polk, Smith of Josephine, Thompson, Tigard, Yates, Young, and Mr. Speaker—45.

Nays—Mr. Jeffrey—1.

Absent—Messrs. Bridges, Coon, Cooper, David, Davis, Hillegas, Lester, Myers, Patterson, Sehlbrede, Stewart, Smith of Linn, Templeton, and Wright—14.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Paxton moved that house bill No. 325 be read now.

The motion prevailed.

House bill No. 325 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Craig, Curtis, Daly, Davis, Dunn, Gates, Gowdy, Guild, Hofer, Hope, Huffman, Jeffrey, Long, Lyle, McCracken, McGeer, Mintie, Moorhead, Nealon, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Smith of Polk, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—43.

Nays—None.

Absent—Messrs. Baker, Bridges, Coon, Cooper, David, Gurdane, Hillegas, Keyt, Lester, Myers, Patterson, Scott, Stewart, Smith of Clackamas, Smith of Josephine, Smith of Linn, and Wright—17.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Gates moved that house bill No. 246 be recalled from the committee on corporations, and that it be referred to the committee on judiciary.

The motion prevailed.

Mr. Cole moved that when this house adjourns it adjourns to meet at 11:30 o'clock a. m. Monday next.

The motion prevailed.

#### JOINT CONVENTION.

The joint convention of February 9, 1895, was called to order at 12 o'clock m. by the president of the senate, Hon. Joseph Simon.

The chief clerk of the senate called the roll of the senate, and all the senators were present, except Senators Bancroft, Carter, Cogswell, Dawson, Denny, Calbreath, Gowan, Johnson, Patterson, and Smith of Clatsop.

The chief clerk of the house called the roll of the house, and all the representatives were present, except Representatives Bridges, Coon, Cooper, Hillegas, Lester, Long, McGreer, Myers, Patterson, Rinearson, Smith of Linn, Stewart, and Templeton.

The following named gentlemen were announced as being paired on the vote for United States senator: Myers with Lester, Cogswell with Patterson of Marion, McGreer with Hillegas, Coon with Bridges, Bancroft with Stewart, Cooper with Carter, Dawson



with Johnson, Smith of Linn with Templeton, Calbreath with Smith of Clatsop, Gowan with Patterson of Grant, Beckley with Long, and Denny with Rinearson.

There being no objection the reading of the journal of the proceedings of the joint convention of yesterday, the 8th instant, was dispensed with.

The president announced that as no person had received a majority of all the votes cast for United States senator for Oregon in the joint convention of yesterday, the 8th instant, there had been no election, and directed the calling of the roll of the joint convention for the purpose of voting for United States senator.

The roll was called, and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Beach, Blundell, Brownell, Calvert, Cardwell, Cleeton, Conn, Daly, David, Gesner, Gowdy, Hobson, Maxwell, McCracken, McGinn, Mintie, Moorhead, Paxton, Price, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Thompson, Woodard, Mr. Speaker, and Mr. President—30.

Those voting for Hon. Geo. H. Williams were: Messrs. Burke, Cole, Gates, Hofer, Keyt, Lyle, Scott, Tigard, and Wright—9.

Those voting for Hon. S. A. Lowell were: Messrs. Alley, Baker, Boothby, Curtis, Davis, Guild, Gurdane, and Hope—8.

Those voting for Hon. Wm. P. Lord were: Messrs. Barkley, Craig, Dunn, McClung, and Yates—5.

Those voting for Hon. J. K. Weatherford were: Messrs. Butler, Huston, McAlister, Raley, and Smith of Sherman—5.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Vanderburg, and Young—9.

Absent—Messrs. Bancroft, Beckley, Bridges, Calbreath, Carter, Cogswell, Coon, Cooper, Dawson, Denny, Gowan, Hillegas, Johnson, Lester, Long, McGreer, Myers, Patterson of Grant, Patterson of Marion, Rinearson, Smith of Clatsop, Smith of Linn, Stewart, and Templeton—24.

Total number of votes cast—66.

The president announced that as no person had received a majority of all the votes cast there had been no election.

On motion of Representative Curtis, the joint convention adjourned.

On motion of Mr. Smith of Polk, the house adjourned.

R. E. MOODY,  
Chief clerk.



MONDAY, FEBRUARY 11, 1895.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 11, 1895. }

The house was called to order at 11:30 o'clock a. m. by the speaker.

The session was opened with prayer by Rev. Laurence Sinclair of Salem.

The roll was called and all the members were present, except Messrs. Cooper, Hillegas, Moorhead, Patterson, Smith of Clackamas, Smith of Josephine, and Smith of Linn.

On motion of Mr. Barkley, the reading of the journal of Saturday was dispensed with.

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 11, 1895. }

*Mr. Speaker :*

Your committee on revision and correction of journal, to whom was referred the journal of February 8th, beg leave to report that we have had the same under consideration, and respectfully report back to the house that we have examined the same and find it correct.

E. HOFER,  
Chairman.

On motion of Mr. Hofer, the report was adopted.

Mr. Hofer moved that the vote by which house bill No. 48 was lost be reconsidered.

The motion prevailed.

On motion of Mr. Hofer, house bill No. 48 was recommitted to the committee on education.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 11, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house

bill No. 143, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 11, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 76, beg leave to report that we have had the same under consideration, and respectfully report it back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 11, 1895. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house bill No. 131, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

House bill No. 132 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Boothby, Bridges, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Craig, Curtis, David, Davis, Dunn, Gowdy, Guild, Gurdane, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Lyle, McCracken, McGreer, Mintie, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine,

Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—48.

Nays—Mr. Buckman—1.

Absent—Messrs. Blundell, Cooper, Daly, Gates, Hillegas, Long, Moorhead, Myers, Shutrum, Templeton, and Smith of Linn—11.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Mr. Conn, house bill No. 2 was made a special order for 2 o'clock p. m. today.

On motion of Mr. Dunn, house bill No. 119 was made a special order for 3 o'clock p. m. tomorrow.

On motion of Mr. Conn, house bill No. 19 was made a special order for 3 o'clock p. m. tomorrow.

House bill No. 242 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called, and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Lyle, McCracken, McGreer, Mintie, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Burke, Cooper, Hillegas, Long, Moorhead, Myers, Smith of Linn, and Templeton—8.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Mr. Sehlbrede, house bill No. 141 was made a special order for 3 o'clock p. m. Thursday.

On motion of Mr. Blundell, house bill No. 9 was made a special order for 2 o'clock p. m. tomorrow.

The speaker announced that he was about to sign house bill No. 131, and soon thereafter declared that he had signed the same.

House bill No. 206 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane,

Hope, Huffman, Jeffrey, Keyt, Lester, Lyle, McCracken, McGreer, Mintie, Myers, Nealon, Patterson, Paxton, Scott, Sehlbrede, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Thompson, Tigard, Yates, Young, and Mr. Speaker—48.

Nays—Messrs. Boothby, Craig, and Hofer—3.

Absent—Messrs. Cooper, Hillegas, Long, Moorhead, Shutrum, Rinearson, Smith of Linn, Templeton, and Wright—9.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

#### JOINT CONVENTION.

The joint convention of February 11, 1895, was called to order at 12 o'clock m. by the president of the senate, Hon. Joseph Simon.

The chief clerk of the senate called the roll of the senate, and all the senators were present, except Senators Johnson, Dawson, Carter, and Cogswell.

The chief clerk of the house called the roll of the house, and all the representatives were present, except Representatives Cole, Cooper, Daly, Hillegas, Long, Moorhead, Smith of Linn, and Templeton.

The following members were announced as being paired on the vote for United States senator: Johnson with Dawson, Carter with Cogswell, Cooper with Daly, Cole with Long, Hillegas with Moorhead, and Smith of Linn with Templeton.

There being no objection, the reading of the journal of the joint convention of Saturday, the 9th instant, was dispensed with.

The president announced that as no person had received a majority of all the votes cast for United States senator for Oregon in the joint convention of both houses on Saturday, the 9th instant, there had been no election, and directed the calling of the roll of the joint convention for the purpose of voting for United States senator.

The roll was called and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Beach, Blundell, Bridges, Brownell, Calbreath, Calvert, Cardwell, Cleeton, Conn, David, Denny, Gesner, Gowan, Gowdy, Hobson, Maxwell, McCracken, McGinn, McGreer, Mintie, Myers, Patterson of Marion, Paxton, Price, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Thompson, Woodard, Mr. Speaker, and Mr. President—36.

Those voting for Hon. J. K. Weatherford were: Messrs. Beckley, Butler, Huston, McAlister, Raley, Smith of Sherman, and Smith of Clatsop—7.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman,

Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vanderburg, and Young—10.

Those voting for Hon. Geo. H. Williams were: Messrs. Burke, Gates, Hofer, Keyt, Lester, Lyle, Rinearson, Scott, and Tigard—9.

Those voting for Hon. S. A. Lowell were: Messrs. Alley, Baker, Boothby, Coon, Curtis, Davis, Guild, Gurdane, Hope, and Patterson of Grant—10.

Those voting for Hon. Wm. P. Lord were: Messrs. Barkley, Craig, Dunn, McClung, Wright, and Yates—6.

Absent—Messrs. Carter, Cogswell, Cole, Cooper, Daly, Dawson, Hillegas, Johnson, Long, Moorhead, Smith of Linn, and Templeton—12.

Total number of votes cast—78.

The president announced that as no person had received a majority of all the votes cast there had been no election.

On motion of Representative Curtis, the joint convention adjourned.

On motion of Mr. Barkley, the house adjourned until 2 o'clock this afternoon.

R. E. MOODY,  
Chief clerk.

## AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 11, 1895.

The house was called to order at 2:30 o'clock p. m., pursuant to adjournment, by the speaker.

The roll was called and all the members were present, except Messrs. Bridges, Guild, Keyt, Myers, Rinearson, and Young.

The speaker called Mr. Sehlbrede to the chair.

House bill No. 2, being made a special order for this hour, the same was taken up.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

### REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 11, 1895.

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house

bill No. 350, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 11, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 147, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

House bill No. 2 was read third time.

Mr. Moores demanded a call of the house.

The roll was called and all the members were present, except Messrs. Beach, Blundell, Bridges, Gates, and Hofer.

The sergeant-at-arms was directed to bring in the absent members.

On motion of Mr. Cole, further proceedings under call of the house were dispensed with.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES. }  
SALEM, Oregon, }  
February 11, 1895. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house bill No. 176, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

Mr. Hofer moved that house bill No. 2 be recommitted with instructions to amend the appropriation by substituting three thousand five hundred dollars to six thousand dollars per year.

The motion was lost.

Mr. Moores moved the previous question.

Messrs. Hofer and Moores demanded the ayes and nays.

Messrs. Baker and Hofer demanded a call of the house.

The roll was called and all the members were present, except Messrs. Beach, Gurdane, and Hope.

Mr. Smith of Josephine moved that further proceedings under call of the house be dispensed with.

The motion prevailed.

On the matter of ordering the previous question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Guild, Hillegas, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Josephine, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—54.

Nays—Messrs. Burliegh, Gowdy, and Hofer—3.

Absent—Messrs. Beach, Gurdane, and Hope—3.

So the previous question was ordered.

House bill No. 2 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Craig, Curtis, Daly, Davis, Dunn, Gates, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Mintie, Myers, Patterson, Paxton, Rinearson, Scott, Smith of Clackamas, Smith of Polk, Smith of Josephine, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—41.

Nays—Messrs. Baker, Burliegh, Cooper, Gowdy, Guild, Hillegas, Hofer, Lyle, Moorhead, Nealon, Sehlbrede, Shutrum, Stanley, Stewart, and Smith of Linn—15.

Absent—Messrs. Beach, David, Gurdane, and Hope—4.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 11, 1895. }

*Mr. Speaker:*

Your special committee, to whom was referred house bill No.

222, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

AMENDMENT.

Strike out lines forty-nine, fifty, fifty-one, fifty-two, fifty-three, fifty-four, fifty-five, fifty-six, and fifty-seven in section 7, and insert the following: "No county shall authorize the construction of more than twenty miles of such road in any one year."

AMENDMENT.

Also, strike out all of the said section 7, after the word "act," found in the last of line sixty-seven of said section 7.

IRA S. SMITH,  
Chairman.

On motion of Mr. Hofer, the amendments were adopted.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 11, 1895. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house bill No. 18, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

House bill No. 227, which was made a special order for this hour, was taken up.

Mr. Paxton demanded a call of the house.

The roll was called and all the members were present, except Messrs. Beach, Cleeton, Cole, Daly, Gurdane, Hope, Huffman, Long, McCracken, Mintie, Myers, Thompson, and Mr. Speaker.

Mr. Burke moved that further proceedings under call of the house be dispensed with.

The motion was lost.

Mr. Rinearson moved to adjourn.

The motion was lost.

Mr. Cole moved that further proceedings under call of the house be dispensed with.

The motion was lost.



Mr. Cleeton moved that the house adjourn at 5 o'clock p. m.

The motion prevailed.

Mr. Paxton moved that further proceedings under call of the house be dispensed with.

Messrs Cole and Rinearson demanded the ayes and nays on the motion.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, Davis, Dunn, Gates, Gowdy, Guild, Hillegas, Hofer, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—54.

Nays—Messrs. Baker, Beach, David, and Shutrum—4.

Absent—Messrs. Gurdane and Hope—2.

So further proceedings under call of the house were dispensed with.

Mr. Smith of Linn moved that house bill No. 227 be indefinitely postponed.

Mr. Smith of Polk moved to reconsider the vote by which the house had voted to adjourn at 5 o'clock.

The chair held that 5 o'clock having arrived the house was adjourned to 7:30 o'clock.

Mr. Paxton appealed from the decision of the chair.

On this question Messrs. Patterson and Paxton demanded the ayes and nays.

The question being, "Shall the decision of the chair stand as the decision of the house?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Boothby, Buckman, Burke, Cardwell, Cole, Coon, Cooper, Craig, Curtis, Gates, Guild, Hillegas, Hofer, Huffman, Jeffrey, Keyt, Lester, Lyle, Mintie, Patterson, Rinearson, Scott, Sehlbrede, Shutrum, Smith of Linn, Tigard, Wright, and Yates—30.

Nays—Messrs. Beach, Blundell, Bridges, Burleigh, Calvert, Cleeton, Conn, David, Davis, Dunn, Gowdy, Long, McCracken, McGreer, Moorhead, Myers, Nealon, Paxton, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Templeton, Thompson, and Young—26.

Absent—Messrs. Daly, Gurdane, Hope, and Mr. Speaker—4.

So the chair was sustained and the house stood adjourned.

R. E. MOODY,  
Chief Clerk.

## EVENING SESSION.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 11, 1895. }

The house was called to order at 7:30 o'clock p. m., pursuant to adjournment, by the speaker.

The roll was called and all the members were present, except Messrs. Blundell, Cole, Daly, Davis, Hillegas, Hofer, Keyt, Lyle, McCracken, Scott, Smith of Josephine, Templeton, and Yates.

The speaker called Mr. Paxton to the chair.

The committees on fisheries and game, railways and transportation, and counties were granted leave of absence.

On motion of Mr. Cleeton, the action on leave of absence was recalled.

On motion of Mr. Lester, the committee on fisheries and game was granted leave of absence for the evening.

On motion of Mr. Lyle, the committee on counties was granted leave to retire.

Mr. Cleeton demanded a call of the house.

The roll was called and all the members were present, except Messrs. Blundell, Bridges, Coon, Daly, Davis, Gates, Guild, Hope, Huffman, Jeffrey, Lester, Lyle, McCracken, McGreer, Mintie, Myers, Scott, Shutrum, Stewart, Smith of Josephine, Templeton, Yates, and Mr. Speaker.

No quorum was present, and the sergeant-at-arms was commanded to bring in the absent members.

Several members having come within the bar, Mr. Smith moved that further proceedings under call of the house be dispensed with.

The motion prevailed.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 11, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 283, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
 Chairman.

The special committee, consisting of the delegation from Jackson county, to whom was referred house bill No. 348, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 11, 1895.

*Mr. Speaker :*

Your special committee, consisting of the delegation from Jackson county, to whom was referred house bill No. 348, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

J. A. JEFFREY.  
S. M. NEALON.  
GEORGE W. DUNN.

House bill No. 348 was read third time and placed on final passage, but the vote disclosed no quorum.

Mr. Barkley demanded a call of the house.

The roll was called and all the members were present, except Messrs. Blundell, Bridges, Burke, Burleigh, Coon, Daly, Davis, Gates, Guild, Hope, Lester, Lyle, McGreer, Myers, Rinearson, Scott, Shutrum, Stewart, Smith of Josephine, Templeton, Thompson, and Yates.

The sergeant-at-arms was instructed to bring in the absent members.

On motion of Mr. Jeffrey, further proceedings under call of the house was dispensed with.

House bill No. 358 was introduced by Mr. Templeton.

House bill No. 359 was introduced by Mr. Long.

House bill No. 348 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Buckman, Burke, Burleigh, Cardwell, Cleeton, Cole, Cooper, Craig, Curtis, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Huffman, Jeffrey, Keyt, Long, McCracken, Mintie, Moorhead, Nealon, Patterson, Paxton, Sehlbrede, Stanley, Smith of Clackamas, Smith of Polk, Smith of Linn, Tigard, Wright, Yates, Young, and Mr. Speaker—41.

Nays—None.

Absent—Messrs. Bridges, Calvert, Conn, Coon, Daly, Gates, Guild, Hope, Lester, Lyle, McGreer, Myers, Rinearson, Smith of Josephine, Shutrum, Stewart, Templeton, and Thompson—19.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 358. Mr. Templeton. A bill for an act to incorporate the city of Harrisburg, and to repeal an act entitled an act to amend an act entitled an act to incorporate the city of Harrisburg, approved October 28, 1874.

The bill was read first time and passed to second reading without question.

Mr. Smith of Linn moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Cooper, Craig, Curtis, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Huffman, Jeffrey, Keyt, Long, McCracken, Mintie, Moorhead, Nealon, Patterson, Paxton, Sehlbrede, Stanley, Smith of Clackamas, Smith of Polk, Smith of Linn, Tigard, Wright, Young, and Mr. Speaker—42.

Nays—None.

Absent—Messrs. Blundell, Bridges, Coon, Daly, Guild, Hope, Lester, Lyle, McGreer, Myers, Rinearson, Scott, Shutrum, Smith of Josephine, Stewart, Templeton, Thompson, and Yates—18.

So the rules were suspended and the bill was read second time by title only.

Mr. Smith of Linn moved that the rules be further suspended and that the bill be considered engrossed, read third time now, and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Cooper, Craig, Curtis, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Huffman, Jeffrey, Keyt, Long, McCracken, Mintie, Moorhead, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Smith of Clackamas, Smith of Polk, Smith of Linn, Tigard, Wright, Young, and Mr. Speaker—41.

Nays—None.

Absent—Messrs. Beach, Blundell, Bridges, Conn, Coon, Daly, Gates, Guild, Hope, Lester, Lyle, McGreer, Myers, Scott, Smith of Josephine, Stewart, Templeton, Thompson, and Yates—19.

So the rules were suspended and the bill considered engrossed, read third time, and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Cooper, Craig, Curtis, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Huffman, Jeffrey, Keyt, Long, McCracken, Mintie, Moorhead, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Smith of Clackamas, Smith of Polk, Smith of Linn, Tigard, Wright, Young, and Mr. Speaker—42.

Nays—None.

Absent—Messrs. Beach, Blundell, Bridges, Coon, Daly, Gates, Guild, Hope, Lester, Lyle, McGreer, Myers, Scott, Stewart, Smith of Josephine, Templeton, Thompson, and Yates—18.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 359. Mr. Long. A bill for an act to authorize the charging and collecting of tolls and ferriage upon the bridges and ferries of the city of Portland, in the county of Multnomah, state of Oregon, and to submit the question whether or not tolls and ferriage shall be charged upon such bridges and ferries to a vote of the taxpayers of said city.

The bill was read first time and passed to second reading without question.

Mr. Long moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Cooper, Craig, Curtis, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Huffman, Jeffrey, Keyt, Long, McCracken, Mintie, Moorhead, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Stanley, Smith of Clackamas, Smith of Polk, Smith of Linn, Tigard, Wright, Young, and Mr. Speaker—42.

Nays—None.

Absent—Messrs. Blundell, Bridges, Coon, Daly, Gates, Guild, Hope, Lester, Lyle, McGreer, Myers, Scott, Shutrum, Stewart, Smith of Josephine, Templeton, Thompson, and Yates—18.

So the rules were suspended and the bill was read second time by title only.

Mr. Long moved that the rules be further suspended, and that

the bill be considered engrossed, read third time now, and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Cooper, Craig, Curtis, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Huffman, Jeffrey, Keyt, Long, McCracken, Mintie, Moorhead, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Stanley, Smith of Clackamas, Smith of Polk, Smith of Linn, Tigard, Wright, Young, and Mr. Speaker—42.

Nays—None.

Absent—Messrs. Blundell, Bridges, Coon, Daly, Gates, Guild, Hope, Lester, Lyle, McGreer, Myers, Scott, Shutrum, Stewart, Smith of Josephine, Templeton, Thompson, and Yates—18.

So the rules were suspended and the bill considered engrossed, read third time, and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Boothby, Bridges, Burke, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, David, Davis, Dunn, Gowdy, Gurdane, Hofer, Hope, Jeffrey, Keyt, Lester, Long, McCracken, Mintie, Moorhead, Myers, Paxton, Rinearson, Sehlbrede, Stanley, Smith of Polk, Smith of Linn, Tigard, Wright, Young, and Mr. Speaker—40.

Nays—Messrs. Buckman, Huffman, Smith of Clackamas, and Stewart—4.

Absent—Messrs. Blundell, Burleigh, Daly, Gates, Guild, Hillegas, Lyle, McGreer, Nealon, Patterson, Scott, Shutrum, Smith of Josephine, Templeton, Thompson, and Yates—16.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Cleeton demanded a call of the house.

The roll was called and all the members were present, except Messrs. Blundell, Bridges, Burleigh, Coon, Daly, Gates, Guild, Gurdane, Hope, Jeffrey, Lester, Lyle, McGreer, Myers, Nealon, Patterson, Scott, Shutrum, Stewart, Smith of Josephine, Templeton, Thompson, and Yates.

No quorum present.

The sergeant-at-arms was ordered to bring in the absent members.

A quorum being present, Mr. Tigard moved that further proceedings under call of the house be dispensed with.

The motion prevailed.

Mr. Beach demanded a call of the house.

The roll was called and all the members were present, except Messrs. Blundell, Bridges, Burleigh, Coon, Daly, Gates, Guild, Hope, Jeffrey, Keyt, Lester, Lyle, McGreer, Myers, Patterson, Rinearson, Scott, Shutrum, Stewart, Smith of Josephine, Templeton, Thompson, and Yates.

No quorum present.

The sergeant-at-arms was sent out to bring in the absent members.

A quorum having been secured, Mr. Cleeton moved that further proceedings under call of the house be dispensed with.

The motion prevailed.

House bill No. 360. Mr. Long. A bill for an act to authorize the city of Portland, in the county of Multnomah, state of Oregon, to acquire, by purchase or by appropriation or condemnation, under the eminent domain laws of the state of Oregon, the Morrison-street bridge, together with all the franchises and property connected therewith, situated over and across the Willamette river, at Portland, Multnomah county, Oregon, and to acquire, by purchase or by condemnation, as aforesaid, the Stark-street ferry across the Willamette river, at Portland, aforesaid, together with approaches to such ferry, ferry slips, and all rights and franchises pertaining thereto, including all boats and other property used, owned, or operated in connection with said ferry or belonging thereto, and to issue bonds in payment thereof, and to authorize the city of Portland to lease the upper deck of the steel bridge constructed across the Willamette river by the Oregon Railway and Navigation Company, at Portland, aforesaid, and to provide, by taxation, for paying the rental of the same and interest on said bonds, and to appoint a commission to carry into effect the provisions of this act, and declaring an emergency.

The bill was read first time and passed to second reading without question.

Mr. Long moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Huffman, Keyt, Long, Lyle, McCracken, Mintie, Moorhead, Nealon, Paxton, Rinearson, Sehlbrede, Stanley, Smith of Clackamas, Smith of Polk, Smith of Linn, Thompson, Tigard, Wright, Young, and Mr. Speaker—43.

Nays—None.

Absent—Messrs. Blundell, Bridges, Coon, Gates, Guild, Hope, Jeffrey, Lester, McGreer, Myers, Patterson, Scott, Shutrum, Stewart, Smith of Josephine, Templeton, and Yates—17.



So the rules were suspended and the bill was read second time by title only.

Mr. Long moved that the rules be further suspended and that the bill be considered engrossed, read third time now, and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Burke, Calvert, Cardwell, Cleeton, Cole, Conn, Cooper, Craig, Curtis, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Long, McCracken, McGreer, Mintie, Moorhead, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Smith of Clackamas, Smith of Linn, Tigard, Wright, and Young—37.

Nays—Messrs. Buckman, Huffman, Jeffrey, Keyt, and Smith of Polk—5.

Absent—Messrs. Bridges, Burleigh, Coon, Daly, Gates, Guild, Hope, Lester, Lyle, Myers, Nealon, Scott, Stewart, Smith of Josephine, Templeton, Thompson, Yates, and Mr. Speaker—18.

So the rules were suspended and the bill considered engrossed, read third time, and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Boothby, Burke, Calvert, Cardwell, Cleeton, Cole, Conn, Cooper, Craig, Curtis, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Keyt, Long, Lyle, McCracken, Mintie, Moorhead, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Smith of Clackamas, Smith of Polk, Smith of Linn, Tigard, Wright, and Young—40.

Nays—Mr. Buckman—1.

Absent—Messrs. Blundell, Bridges, Burleigh, Coon, Daly, Gates, Guild, Jeffrey, Lester, McGreer, Myers, Nealon, Scott, Stewart, Smith of Josephine, Templeton, Thompson, Yates, and Mr. Speaker—19.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 11, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house



bill No. 226, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 11, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 75, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 11, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 173, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 11, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house

bill No. 25, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 11, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 53, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Cleeton moved that the house adjourn.

The motion was lost.

Mr. Hofer moved that the house adjourn.

The motion prevailed.

R. E. MOODY,  
Chief clerk.

TUESDAY, FEBRUARY 12, 1895.

#### MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 12, 1895. }

The house was called to order at 9:30 o'clock a. m. by the speaker.

The session was opened with prayer by Rev. Mr. Denton of Salem.

The roll was called and all the members were present, except Messrs. Bridges, Coon, Daly, Gurdane, Keyt, Mintie, Rinearson, Smith of Clackamas, Smith of Josephine, and Yates.

On motion of Mr. Hofer, the reading of yesterday's journal was dispensed with.

Mr. Hofer, chairman of the committee on revision and correction of journal, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 12, 1895. }

*Mr. Speaker:*

Your committee on revision and correction of journal, to whom referred the journal of February 9th, beg leave to report that we have had the same under consideration, and respectfully report back to the house that we have examined the same and find it correct.

E. HOFER,  
 Chairman.

On motion of Mr. Hofer, the report was adopted.

Mr. Wright of the committee on ways and means asked for further time in which to report the general appropriation bill.

The request was granted.

The question of indefinite postponement of house bill No. 227 came up.

Mr. Paxton demanded a call of the house.

The roll was called and all the members were present, except Messrs. Bridges, Daly, Gurdane, Keyt, Mintie, and Smith of Josephine.

The sergeant-at-arms was instructed to bring in the absent members.

Mr. Cole moved that further proceedings under call of the house be dispensed with.

The motion was lost.

Mr. Gates moved that the house adjourn.

The motion was lost.

Mr. Cole moved that further proceedings under call of the house be dispensed with.

The motion prevailed.

Mr. Smith of Polk moved that the bill be made a special order at 3 o'clock p. m. today.

The motion was lost.

Messrs. Wright and Paxton demanded the ayes and nays on indefinite postponement.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Burke, Cole, Craig, Hofer, Jeffrey, Patterson, Scott, Shutrum, and Wright—10.

Nays—Messrs. Barkley, Beach, Blundell, Boothby, Buckman, Burleigh, Calvert, Cardwell, Cleeton, Conn, Coon, Cooper, Hillegas, Hope, Huffman, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Paxton, Rinearson, Sehlbrede,

Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—48.

Absent—Messrs. Bridges and Gurdane—2.

So the motion to indefinitely postpone was lost.

Mr. Curtis moved the previous question.

The motion prevailed.

House bill No. 227 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Beach, Blundell, Bridges, Buckman, Burleigh, Calvert, Cardwell, Cleeton, Conn, Daly, David, Davis, Gowdy, Huffman, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Paxton, Sehlbrede, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Templeton, Thompson, Young, and Mr. Speaker—32.

Nays—Messrs. Baker, Barkley, Boothby, Burke, Cole, Coon, Cooper, Craig, Curtis, Dunn, Gates, Guild, Hillegas, Hofer, Jeffrey, Keyt, Lester, Lyle, Patterson, Rinearson, Scott, Shutrum, Smith of Linn, Tigard, Wright, and Yates—26.

Absent—Messrs. Gurdane and Hofer—2.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The following communication was received from the Honorable the Secretary of State:—

#### COMMUNICATION.

OFFICE OF THE SECRETARY OF STATE, }  
SALEM, Oregon, }  
February 11, 1895. }

*To the Honorable the Speaker of the House of Representatives:*

SIR: I beg leave herewith to enclose a communication from the president of the Salem Water Company in relation to the furnishing of water for the state house, and a separate communication with reference to furnishing water for the asylum.

I have the honor to be, very respectfully, your obedient servant,  
H. R. KINCAID,  
Secretary of State.

#### COMMUNICATION.

SALEM, Oregon, January 30, 1895.

*Hon. H. R. Kincaid, Secretary of State:*

DEAR SIR: I wish to make the following proposition: We will

supply the asylum and penitentiary, through meters, at the rate of ten cents per one thousand gallons. This is the lowest rate we know for any such service furnished on the coast, or, in fact, almost anywhere in the country.

We have a ten-inch main running in Center street to Fourteenth street, near the end of Asylum avenue. We will attach an eight-inch main to the end of this ten-inch main at Fourteenth street and run it out to the asylum, about five thousand two hundred feet. We will there connect it with the six-inch main that the state has between the asylum and penitentiary. We will also continue the six-inch main on State street to the penitentiary, and there connect with the six-inch main between there and the asylum. This will give a complete circuit. We will put in two three-inch meters at the asylum, and two at the penitentiary, charging you precisely for what water you use at the above rate, —ten cents per one thousand gallons. This work can be done in ninety days from the time the contract is made.

The contract between the ditch company and the penitentiary gives you the right to pump what water you can through a two-inch pipe from the ditch to the penitentiary. You have your well at the asylum. The amount of water we would give you through the meters would supplement only these sources of supply, and we to be paid for what we furnish.

In order that you may understand the relation between the ditch company and the state, I herewith annex a copy of a contract made some years ago, which you will find filed in your office.

Hoping this will receive your careful consideration, I am, respectfully yours,

**SALEM WATER COMPANY,**  
Per J. M. WALLACE, President.

Blocks eighteen and thirty-six, Salem, Oregon.

Willamette Woolen Manufacturing Company, by Daniel Waldo, president (seal), grantors, to state of Oregon, grantees.

No,—; character of instrument, right of way; book, VII of deeds, page 549; consideration, one dollar, and other valuable consideration; date of instrument, March 7, 1865; date of acknowledgment, March 31, 1865; date of record, May 6, 1865; are signatures sealed? yes; two witnesses; acknowledged before a notary public (seal); description and remarks:

Has transferred and set over, and by these present doth assign, transfer, and set over to the state of Oregon, and to its assigns, all the right, title, and interest of the said company in and to the water power on Mill creek, where said creek passes through the land of M. L. Savage in the county of Marion, state of Oregon,

together with the right which said company has under by virtue of its charter, to bring water through the land of Fredrick Yankee in said county, adjacent to the land of the said Savage, so that the said water may be used to the best advantage at such point on or near Mill creek on the land of said Savage, as the said state of Oregon, or its assigns, may select to use the same as a water power. It is expressly understood, however, that in case the said water is brought across the land of said Yankee, it shall be confined to a race or narrow channel, so as to prevent all unnecessary waste of water and that said state or its assigns shall pay all damage which it may cause in bringing in said water. It is further expressly understood that the right hereby conveyed does not include the right to use said water for the purpose of irrigation or in any other way, or for any other purpose than running machinery and for mechanical purposes, except that said state may use for such other purposes as it may choose such an amount of water as it can pump through a pipe not exceeding two inches in diameter. All other water which said state may use, by virtue of this conveyance, to be returned to Mill creek on the land of said Savage, without unnecessary waste. It is expressly understood that said company has reserved and hereby doth reserve the right to take from the flume or penstock which said state or its assigns may construct, for the purpose of using said water power, any amount of water it may choose to take, not exceeding what can be conveyed through a pipe six (6) inches in diameter, and for the purpose of taking such water from said flume or penstock, the said company is to have the right of way across any land which said state may purchase from said Savage, for laying of pipe and maintaining the same for conveying said water. This instrument is not to be so construed as to restrict the said state of Oregon in any right to the use of said water, which said state may have or acquire by virtue of ownership of the land along Mill creek.

*Memorandum:* The right of way referred to in this contract for laying a six (6) inch pipe through the penitentiary lands, purchased of Savage, was reserved by the Woolen Mill Company for the purpose of furnishing the city of Salem with water for domestic use, and their deeds to the different powers, viz., the woolen-mill power, the Salem flouring-mill power, and the Salem water company power, give these powers the right to take their proportional interest in this water if conveyed through pipes to Salem. This right, however, has never been used and consequently is a dead letter.

J. M. WALLACE.

## COMMUNICATION.

SALEM, Oregon, January 30, 1895.

*Hon. H. R. Kincaid, Secretary of State:*

DEAR SIR: In accordance with your request of yesterday in our interview, I herewith send you our proposition.

We will furnish you water for the state house for all purposes as at present used, in accordance with the old contract that Hon. Geo. W. McBride claims was made with my brother before his decease, at forty dollars per month. This includes all water-closets, basins, fire protection, heating engine, and engine of printing office, and everything as now furnished and including the elevator, with the understanding, however, that the present elevator shall be replaced by another one subject to the approval of the water company, such as the Otis or Crane. The present elevator we do not care to run at any price; or, we will furnish water through a meter for the same as we have been furnishing it for the past year. The water furnished the present elevator comes from an independent pipe and can be continued or discontinued, as agreed upon between us.

The irrigation about the state house, we think, should be done through a meter, as it is as economical as any way and enables your men to irrigate at any time during the day, and not be confined to irrigation hours. The whole matter of the service of the state house, we think, can be easily adjusted between us.

The most important part of our conversation yesterday was in regard to supplying the penitentiary and asylum. The proposition for this, however, I will put in a separate letter.

Respectfully yours,

SALEM WATER COMPANY,  
Per J. M. WALLACE, President.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 12, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 193, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 12, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 223, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 12, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 241, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 12, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 220, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—



**REPORT.**

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 12, 1895. }

***Mr. Speaker :***

Your committee on engrossed bills, to whom was referred house bill No. 43, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

**REPORT.**

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 12, 1895. }

***Mr. Speaker :***

Your committee on engrossed bills, to whom was referred house bill No. 207, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

**REPORT.**

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 12, 1895. }

***Mr. Speaker :***

Your committee on engrossed bills, to whom was referred house bill No. 321, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 12, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 171, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 12, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 104,—a bill for an act to incorporate the city of Portland.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 12, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 185,—a bill for an act to incorporate the city of Albany.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 12, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that senate bill No. 222 is reported as correctly engrossed.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 12, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that he has signed house bill No. 131.

And the same is herewith returned to you.

WALTER SINCLAIR,  
Chief clerk.

The speaker announced that he was about to sign senate bill No. 222, and house bills Nos. 18, 350, and 176, and soon thereafter declared that he had signed the same.

House bill No. 283 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Calvert, Cole, Conn, Coon, Cooper, Craig, Curtis, David, Dunn, Gates, Gowdy, Hofer, Huffman, Keyt, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Thompson, Tigard, Yates, Young, and Mr. Speaker—44.

Nays—None.

Absent—Messrs. Baker, Beach, Burleigh, Cardwell, Cleeton, Daly, Davis, Guild, Gurdane, Hillegas, Hope, Lyle, Paxton, Rinearson, Templeton, and Wright—16.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 31 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy,

Gurdane, Hillegas, Hofer, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McGreer, Mintie, Moorhead, Nealon, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—53.

Nays—None.

Absent—Messrs. Beach, Guild, Hope, McCracken, Myers, Patterson, and Scott—7.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. David was granted leave to withdraw house bill No. 235.

The following message was received from His Excellency, Governor Wm. P. Lord:—

#### MESSAGE FROM THE GOVERNOR.

STATE OF OREGON, EXECUTIVE DEPARTMENT, }  
SALEM, Oregon, }  
February 12, 1895. }

*To the Honorable the Speaker of the House:*

I am directed by the governor to inform you that he has approved and signed the following bill: House bill No. 131.

W. S. DUNNIWAY,  
Private secretary.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
SALEM, Oregon, }  
February 12, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 156,—a bill for an act to provide for the building of a branch insane asylum in eastern Oregon, and to appropriate money therefor.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
SALEM, Oregon, }  
February 12, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate

has passed senate bill No. 79,—a bill for an act to regulate the incorporation and business of building and loan and savings association.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

House bill No. 117 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were.—

Messrs. Barkley, Boothby, Bridges, Burleigh, Calvert, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Tigard, Wright, Yates, Young, and Mr. Speaker—49.

Nays—Mr. Buckman—1.

Absent—Messrs. Baker, Beach, Blundell, Burke, Cardwell, Davis, Guild, Mintie, Templeton, and Thompson—10.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 12, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that he has signed house bill No. 176.

And the same is herewith returned to you.

WALTER SINCLAIR,  
Chief clerk.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 12, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that he has signed house bill No. 18.

And the same is herewith returned to you.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 12, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that he has signed house bill No. 350.

And the same is herewith returned to you.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 12, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 1,—a bill for an act to create the office of county auditor for the county of Multnomah, in the state of Oregon; to regulate and fix the compensation of the district attorney of the fourth judicial district; to fix the compensation of justices of the peace and constables for the city of Portland; to fix the salary of the county assessor, and to provide a fund for the payment of the salary and compensation of said office.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

House bill No. 45 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Bridges, Burke, Calvert, Cleaton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hofer, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Scott, Sehlbrede, Stanley, Smith of Clackamas, Smith of Josephine, Smith of Linn, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—48.

Nays—Messrs. Boothby, Buckman, Burleigh, Hillegas, Hope, and Shutrum—6.

Absent—Messrs. Beach, Cardwell, Rinearson, Stewart, Smith of Polk, and Templeton—6.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate joint resolution No. 4, introduced at the seventeenth session, was ordered returned to the senate.

Mr. Yates was granted leave to withdraw house bill No. 147.

#### JOINT CONVENTION.

The joint convention of February 12, 1895, was called to order at 12 o'clock m. by the president of the senate, Hon. Joseph Simon.

The chief clerk of the senate called the roll of the senate and all the senators were present, except Senators Carter, Denny, and Huston.

The chief clerk of the house called the roll of the house and all the representatives were present, except Representatives Cooper, Smith of Linn, and Templeton.

The following named gentlemen were announced as being paired on the vote for United States senator: Carter with Cooper, Denny with Huston, and Smith of Linn with Templeton.

There being no objection the reading of the journal of the proceedings of the joint convention of yesterday, the 11th instant, was dispensed with.

The president announced that as no person had received a majority of all the votes cast for United States senator for Oregon in the joint convention of yesterday, the 11th instant, there had been no election, and directed the calling of the roll of the joint convention for the purpose of voting for United States senator.

The roll was called, and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Beach, Blundell, Bridges, Brownell, Calbreath, Calvert, Cardwell, Cleeton, Conn, Daly, David, Dawson, Gesner, Gowan, Gowdy, Hobson, Long, Maxwell, McCracken, McGinn, McGreer, Mintie, Moorhead, Myers, Patterson of Marion, Paxton, Price, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Thompson, Woodard, Mr. Speaker, and Mr. President—39.

Those voting for Hon. J. K. Weatherford were: Messrs. Beckley, Butler, Cogswell, McAlister, Raley, Smith of Sherman, and Smith of Clatsop—7.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vanderburg, and Young—10.

Those voting for Hon. Geo. H. Williams were: Messrs. Burke,

Cole, Gates, Hofer, Johnson, Keyt, Lester, Lyle, Rinearson, Scott, and Tigard—11.

Those voting for Hon. S. A. Lowell were: Messrs. Alley, Baker, Boothby, Coon, Curtis, Davis, Guild, Gurdane, Hope, and Patterson of Grant—10.

Those voting for Hon. Wm. P. Lord were: Messrs. Barkley, Craig, Dunn, Hillegas, McClung, Wright, and Yates—7.

Absent—Messrs. Carter, Cooper, Denny, Huston, Smith of Linn, and Templeton—6.

Total number of votes cast—84.

The president announced that as no person had received a majority of all the votes cast there had been no election.

On motion of Representative Curtis, the joint convention adjourned.

On motion of Mr. Long, the house adjourned until 2 o'clock p. m.

R. E. MOODY,  
Chief clerk.

## AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 12, 1895. }

The house was called to order at 2 o'clock p. m., pursuant to adjournment, by the speaker.

The roll was called and all the members were present, except Messrs. Cardwell, Cleeton, Daly, David, Keyt, Myers, Smith of Clackamas, Smith of Josephine, and Smith of Polk.

Mr. Curtis introduced house resolution No. 38.

### HOUSE RESOLUTION NO. 38.

*Resolved*, That commencing with Wednesday, February 13, 1895, the regular session of the house be as follows: Saturday nights excepted, from 9:30 a. m. to 12 m.; from 2 p. m. to 5 p. m.; from 7:30 p. m. to 10 p. m., and that the house be called to order promptly at said hours.

Mr. Mintie moved the adoption of the resolution.

The motion was lost.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—



**REPORT.**

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 12, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 144, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

**REPORT.**

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 12, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 138, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

**REPORT.**

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 12, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 345, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 12, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 294, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
 Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 12, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 155, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
 Chairman.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 11, 1895. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house concurrent resolution No. 3, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
 Chairman.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

**REPORT.**

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 12, 1895. }

***Mr. Speaker :***

Your committee on enrolled bills, to whom was referred house concurrent resolution No. 11, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

**REPORT.**

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 12, 1895. }

***Mr. Speaker :***

Your committee on enrolled bills, to whom was referred house concurrent resolution No. 14, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

**REPORT.**

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 12, 1895. }

***Mr. Speaker :***

Your committee on enrolled bills, to whom was referred house concurrent resolution No. 16, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 12, 1895. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house concurrent resolution No. 20, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 12, 1895. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house concurrent resolution No. 25, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

The speaker announced that he was about to sign house concurrent resolutions Nos. 3, 11, 14, 16, 20, and 25, and soon thereafter declared that he had signed the same.

House bill No. 126, that was made a special order for this hour, was taken up.

Mr. Long moved to return the bill to the judiciary committee, with instructions to add the following amendment:—

## AMENDMENT.

The lien hereby created shall be void against a *bona fide* purchaser without notice prior to the filing of the liens.

The motion prevailed.

House bill No. 245, made a special order for this hour, was taken up.

Mr. Paxton demanded a call of the house.

The roll was called and all the members were present, except Messrs. Beach, Buckman, Burleigh, Cardwell, Coon, Cooper, Daly, Gurdane, Hope, Keyt, Long, McGreer, Myers, Patterson, Rinearson, Smith of Clackamas, Templeton, and Young.

A quorum being present, Mr. Paxton moved that further proceedings under call of the house be dispensed with.

The motion prevailed.

House bill No. 245 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Bridges, Buckman, Burke, Calvert, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, David, Davis, Dunn, Gates, Gowdy, Guild, Hillegas, Hofer, Huffman, Jeffrey, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Nealon, Patterson, Paxton, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Thompson, Tigard, Yates, Young, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Boothby, Burleigh, Cardwell, Daly, Gurdane, Hope, Keyt, Myers, Rinearson, Smith of Clackamas, Templeton, and Wright—12.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 12, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed house bill No. 169.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

The following communication was received from His Excellency, Governor Wm. P. Lord:—

#### MESSAGE FROM THE GOVERNOR.

STATE OF OREGON, EXECUTIVE DEPARTMENT,  
SALEM, Oregon,  
February 12, 1895. }

*To the Honorable the Speaker of the House:*

I am directed by the governor to inform you that he has approved and signed the following bills: House bills Nos. 18, 176, and 350.

W. S. DUNIWAY,  
Private secretary.

House bill No. 9, which was made a special order for this hour, was taken up.

Mr. Paxton moved that the bill be referred back to the engrossing committee with instructions to correct error, and report back at once.

The error was corrected, the bill reported back to the house, and was taken up for action.

House bill No. 9 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Bridges, Burke, Cole, Conn, Coon, Curtis, David, Davis, Dunn, Hofer, Huffman, Jeffrey, Lester, Long, Lyle, McCracken, Mintie, Patterson, Paxton, Rinearson, Sehlbrede, Smith of Josephine, Thompson, Wright, Yates, and Young—30.

Nays—Messrs. Buckman, Calvert, Cooper, Craig, Gates, Gowdy, Moorhead, Nealon, Scott, Stanley, Stewart, Smith of Linn, Tigard, and Mr. Speaker—14.

Absent—Messrs. Baker, Burleigh, Cardwell, Cleeton, Daly, Guild, Gurdane, Hillegas, Hope, Keyt, McGreer, Myers, Shutrum, Smith of Clackamas, Smith of Polk, and Templeton—16.

So the bill failed to pass.

Mr. Moorhead moved to reconsider the vote on house bill No. 9.

Mr. Paxton demanded a call of the house.

The roll was called and all the members were present, except Messrs. Burleigh, Cardwell, Cleeton, Daly, Guild, Gurdane, Hillegas, Hope, Keyt, McGreer, Mintie, Myers, Shutrum, Smith of Clackamas, Smith of Polk, and Templeton.

The sergeant-at arms was instructed to bring in the absent members.

Mr. Long moved that further proceedings under call of the house be dispensed with.

The motion prevailed.

The roll was called on the question of reconsideration of vote on house bill No. 9, and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Moorhead, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Smith of Clackamas, Smith of Josephine, Thompson, Wright, and Young—43.

Nays—Messrs. Gates, Gowdy, Guild, Lyle, Nealon, Scott, Stewart, Smith of Linn, Tigard, Yates, and Mr. Speaker—11.

Absent—Messrs. Cardwell, Gurdane, Mintie, Myers, Smith of Polk, and Templeton—6.

So the motion to reconsider the vote by which house bill No. 9 was lost prevailed.

Mr. Curtis moved the previous question.

The motion prevailed.

House bill No. 9 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Bridges, Burke, Cleeton, Cole, Conn, Coon, Curtis, Daly, David, Davis, Dunn, Hofer, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGeer, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Thompson, Wright, and Young—34.

Nays—Messrs. Buckman, Calvert, Cooper, Craig, Gates, Gowdy, Hillegas, Hope, Moorhead, Nealon, Scott, Stanley, Stewart, Smith of Linn, Tigard, and Mr. Speaker—16.

Absent—Messrs. Baker, Burleigh, Cardwell, Guild, Gurdane, Lyle, Mintie, Myers, Templeton, and Yates—10.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 119, which was a special order for 3 o'clock p. m., was taken up.

Mr. Dunn demanded a call of the house.

The roll was called and all the members were present except, Messrs. Burleigh, Cardwell, Daly, Guild, Gurdane, Lyle, McCracken, Mintie, Myers, Shutrum, Smith of Clackamas, Smith of Josephine, Templeton, and Yates.

The sergeant-at-arms was instructed to bring in the absent members.

On motion of Mr. Cleeton, further proceedings under call of the house were dispensed with.

House bill No. 119 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Burke, Cole, Conn, Coon, Curtis, Daly, David, Davis, Dunn, Hillegas, Hofer, Hope, Jeffrey, Keyt, Lester, Long, McGreer, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Smith of Josephine, Thompson, Wright, and Young—33.

Nays—Messrs. Buckman, Calvert, Cleeton, Cooper, Craig, Gates, Gowdy, Huffman, Moorhead, Scott, Stanley, Stewart, Smith of

Clackamas, Smith of Polk, Smith of Linn, Tigard, and Mr. Speaker—17.

Absent—Messrs. Burleigh, Cardwell, Guild, Gurdane, Lyle, McCracken, Mintie, Myers, Templeton, and Yates—10.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 19, which was made a special order for 3 o'clock p. m., was taken up.

Mr. Conn demanded a call of the house.

The roll was called and all the members were present, except Messrs. Burleigh, Cardwell, Curtis, Guild, Gurdane, Jeffrey, Lyle, McCracken, Mintie, Myers, Rinearson, Shutrum, Templeton, and Yates.

Mr. Conn moved that further proceedings under call of the house be dispensed with.

The motion prevailed.

House bill No. 19 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Burke, Cleeton, Cole, Conn, Coon, Cooper, Curtis, Daly, David, Davis, Dunn, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, Moorhead, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Smith of Clackamas, Smith of Polk, Smith of Josephine, Thompson, Wright, and Young—40.

Nays—Messrs. Buckman, Calvert, Craig, Gates, Gowdy, Scott, Stanley, Stewart, Smith of Linn, Tigard, and Mr. Speaker—11.

Absent—Messrs. Burleigh, Cardwell, Guild, Gurdane, Mintie, Myers, Shutrum, Templeton, and Yates—9.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Mr. Sehlbrede, the house took up the second order of business.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

SALEM, Oregon,

February 12, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that he has signed house concurrent resolution No. 3.

And the same is herewith returned to you.

WALTER SINCLAIR,  
Chief clerk.



**MESSAGE FROM THE SENATE.**

SENATE CHAMBER,  
SALEM, Oregon,  
February 12, 1895. }

***Mr. Speaker:***

I am directed by the president to inform you that he has signed house concurrent resolution No. 16.

And the same is herewith returned to you.

WALTER SINCLAIR,  
Chief clerk.

**MESSAGE FROM THE SENATE.**

SENATE CHAMBER,  
SALEM, Oregon,  
February 12, 1895. }

***Mr. Speaker:***

I am directed by the president to inform you that he has signed house concurrent resolution No. 11.

And the same is herewith returned to you.

WALTER SINCLAIR,  
Chief clerk.

**MESSAGE FROM THE SENATE.**

SENATE CHAMBER,  
SALEM, Oregon,  
February 12, 1895. }

***Mr. President:***

I am directed by the president to inform you that he has signed house concurrent resolution No. 14.

And the same is herewith returned to you.

WALTER SINCLAIR,  
Chief clerk.

**MESSAGE FROM THE SENATE.**

SENATE CHAMBER,  
SALEM, Oregon,  
February 12, 1895. }

***Mr. Speaker:***

I am directed by the president to inform you that he has signed house concurrent resolution No. 20.

And the same is herewith returned to you.

WALTER SINCLAIR,  
Chief clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 12, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that he has signed house concurrent resolution No. 25.

And the same is herewith returned to you.

WALTER SINCLAIR,  
Chief clerk.

Mr. Craig, chairman of the committee on agriculture, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 9, 1895. }

*Mr. Speaker :*

Your committee on agriculture, to whom was referred house bill No. 93, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

DAVID CRAIG,  
Chairman.

Mr. Craig, chairman of the committee on agriculture, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 7, 1895. }

*Mr. Speaker :*

Your committee on agriculture, to whom was referred house bill No. 279, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

## AMENDMENT.

In line eleven of section 4 of the original bill, strike out the surperfluous words "to be assessed to said lands."

## AMENDMENT.

In line five of section 6, strike out the word "fifty" and in its place insert the word "twenty-five."

## AMENDMENT.

In line four of section 7, strike out the words "or on the vacant lands within such county."

DAVID CRAIG,  
Chairman.

On motion of Mr. Craig, the amendments were adopted.

Mr. Tigard, chairman of the committee on alcoholic traffic, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 12, 1895. }

*Mr. Speaker:*

Your committee on alcoholic traffic, to whom was referred house bill No. 107, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

## AMENDMENT.

By inserting the following after "county court," in line seven, section 2: "*provided*, that in no case shall such sum be an amount less than four hundred dollars per annum, and in the same proportion for a less period, or two hundred dollars per annum, and in the same proportion for the same period for a license to sell malt liquors only."

## AMENDMENT.

By inserting the following after the word "town," in line nine, section 2: "*provided*, that no license for the sale of spirituous, malt, or vinous liquors shall be issued for a sum less than the amount of such license required by the general laws of this state for the sale of such spirituous, vinous, or malt liquors at the time of issuance thereof."

C. T. TIGARD,  
Chairman.

On motion of Mr. Tigard, the amendments were adopted.

Mr. McCracken, chairman of the committee on commerce, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 7, 1895. }

*Mr. Speaker:*

Your committee on commerce, to whom was referred house bill No. 165, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

J. McCRAKEN,  
Chairman.

Mr. McCracken, chairman of the committee on commerce, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 7, 1895. }

*Mr. Speaker:*

Your committee on commerce, to whom was referred house bill No. 248, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:

AMENDMENT.

Beginning at the end of line seven in section 1, add the clause: "and said pilot commissioners shall be subject to removal from office by the governor for cause."

J. McCRAKEN,  
Chairman.

Mr. Lester, a member of the committee on commerce, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 9, 1895. }

*Mr. Speaker:*

As a member of the committee on commerce, to whom was

referred house bill No. 248, I respectfully beg leave to submit the following amendment to the report made by the majority:

**AMENDMENT.**

Strike out sections 2 and 3 of the bill and change the number of section 4 to section 2.

**C. F. LESTER,**

On motion of Mr. Curtis, house bill No. 248 was made a special order at 3 o'clock p. m. Friday next.

Mr. Smith of Linn, chairman of the committee on claims, submitted the following report:—

**REPORT.**

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 8, 1895. }

*Mr. Speaker:*

Your committee on claims, to whom was referred house bill No. 23, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

**T. F. SMITH,**  
Chairman.

Mr. Lyle, chairman of the committee on counties, submitted the following report:—

**REPORT.**

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 9, 1895. }

*Mr. Speaker:*

Your committee on counties, to whom was referred house bill No. 159, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:

**AMENDMENT.**

That in section 1, lines three, four, and five of printed bill be stricken out, and the following be substituted therefor, to wit: "That said money shall be paid out and expended for the purpose as provided for in section 4 of this act, upon orders duly

made by the county court, sitting for the transaction of county business, authorizing and directing warrants to be drawn therefor, and warrants duly issued by the county clerk in pursuance thereof; that no order shall be made or warrants issued unless for work actually done upon the roads, highways, or bridges of said county; *provided*, that said money shall be apportioned *pro rata* among the different road districts by the county court according to the number of miles of county roads in said districts; that road supervisors shall use said money only for the purpose as provided in section 4; *provided*, that all expenditures made by the county court provided for in this act shall be governed by the same laws as provided for the letting of contracts, building of bridges, and improving county roads now in force in this state."

A. R. LYLE,  
Chairman.

On motion of Mr. Lyle, the amendment was adopted.

Mr. Lyle, chairman of the committee on counties, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 11, 1895. }

*Mr. Speaker:*

Your committee on counties, to whom was referred house bill No. 311, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

A. R. LYLE,  
Chairman.

Mr. Lyle, chairman of the committee on counties, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 5, 1895. }

*Mr. Speaker:*

Your committee on counties, to whom was referred house bill No. 225, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:

**AMENDMENT.**

That in the title of the act, and in each section of said bill, after the words "ground squirrel," wherever such words occur, insert the words "or pocket gopher."

**A. R. LYLE,**  
Chairman.

On motion of Mr. Barkley, the amendment was adopted.

On motion of Mr. Davis, the bill was recommitted to the committee on counties, with instructions to prefix enacting clause.

**MESSAGE FROM THE SENATE.**

SENATE CHAMBER,  
SALEM, Oregon,  
February 12, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed house joint resolution No. 2 of the seventeenth biennial session.

And the same is herewith transmitted to you for your signature.

**WALTER SINCLAIR,**  
Chief clerk.

Mr. Lyle, chairman of the committee on counties, submitted the following report:—

**REPORT.**

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 11, 1895. }

*Mr. Speaker:*

Your committee on counties, to whom was referred house bill No. 343, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

**A. R. LYLE,**  
Chairman.

On motion of Mr. Hofer, the report was adopted.

Mr. Long, chairman of the committee on resolutions, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 12, 1895. }

*Mr. Speaker:*

Your committee on resolutions, to whom was referred house concurrent resolution No. 29, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it be adopted.

J. M. LONG,  
 Chairman.

On motion of Mr. Long, the report was adopted.

Mr. Barkley, chairman of the committee on education, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February —, 1895. }

*Mr. Speaker:*

Your committee on education, to whom was referred house bill No. 309, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

## AMENDMENT.

In section 1, lines three and four, strike out the following words: "the president of the state university, the president of the state normal school," and insert in lieu thereof the following: "the governor and secretary of state."

## AMENDMENT.

In section 1, line six, after the word "education," insert the following: "and they shall serve for a term of four years."

## AMENDMENT.

In section 2 strike out all of subdivision 5, from line twelve to twentynine, inclusive, and insert in lieu thereof the following: "To act as the state board of examiners and to sit as a board of examination at their semiannual meetings, and to grant state certificates to persons applying therefor, as hereinafter provided, which certificates shall be of two grades,—a state certificate and



a state life certificate, and shall continue in force respectively six years, and for the life of the holder. A state certificate may be issued to any one holding a first-grade county certificate, who has taught at least four years with approved success, and who shall pass a satisfactory examination in composition, rhetoric, algebra, general history, psychology, English literature, physics, and natural history; *provided*, that such persons shall make the same per cent. of grade at such examination as is required for first-grade county certificates. A state life certificate may be issued to any one holding a state certificate, who has taught on said certificate at least three years with approved success, and who shall pass a satisfactory examination as such a course of study in the history, science, and art of teaching as may be prescribed by the state board of education; *provided*, that such persons shall make the per cent. of grade required for a state certificate at such examination. Graduates of the state normal school and of the scientific or classical courses of colleges and universities shall be entitled to receive a state certificate upon their final examination in the prescribed courses of study in said institutions; *provided*, that said examinations shall cover all the subjects required for all the various grades of certificates up to the life certificate, and that the course of study in said institutions is subject to approval by the state board of education; *provided*, that the state board, as herein organized, shall, in conjunction with the faculties of said institutions, conduct such final examination in all subjects required for a state certificate and issue diplomas of graduation."

## AMENDMENT.

In section 5, line one hundred and one, strike out the word "physiology," and insert in lieu thereof the words "and hygiene."

## AMENDMENT.

In section 5, line one hundred and three, after the word "of," insert the words "at least."

## AMENDMENT.

In section 5, line one hundred and three, strike out the word "sixty," and insert in lieu thereof the word "fifty."

## AMENDMENT.

In section 5, line one hundred and five, strike out the word "two," and insert the word "twelve," and strike out the word "years," and insert the word "months."

## AMENDMENT.

In section 5, line one hundred and six, after the word or part of word "cess," insert the following: "or have had at least twelve months normal training."

## AMENDMENT.

In section 5, line one hundred and seven, strike out the word "algebra," and insert in lieu thereof the word "bookkeeping."

## AMENDMENT.

In section 5, line one hundred and nine, after the word "of," insert the words "at least," and in same line strike out the word "ninety," and insert the words "eighty-five."

## AMENDMENT.

In section 5, line one hundred and ten, strike out the word "same," and insert in lieu thereof the word "second."

## AMENDMENT.

In section 5, line one hundred and eleven, strike out the word "second," and insert in lieu thereof the word "third."

## AMENDMENT.

In section 5, line one hundred and twelve, after the word "taught," insert the following: "and no certificate of any grade shall be reissued except upon reëxamination."

## AMENDMENT.

In section 5, line one hundred and twenty-two, after the word "superintendent," insert the following: "persons holding state or county certificates at the time when this law shall take effect, shall be entitled at the expiration of the time for which such certificates were granted to apply for the next higher grade of certificate, as herein provided."

## AMENDMENT.

In section 5, line one hundred and ninety-five, strike out the words "county superintendent," and insert in lieu thereof the words "institute conductor."

## AMENDMENT.

In section 5, following line one hundred and ninety-nine, insert the following: "Further, that any applicant for a teachers' certificate, who can show a certificate of attendance at the last county institute immediately preceding such examination, shall be allowed four credits for each day's attendance, not to exceed five days, which credits shall be added to the sum total of credits given in such examinations."

## AMENDMENT.

Strike out all of section 6, and insert in lieu thereof the following: "Inasmuch as reasonable time should be granted teachers to make preparation to meet the conditions of examination prescribed by law, this act shall take effect and be in force from and after the first day of August, 1895."

## AMENDMENT.

Repealing clause appended as follows: "All acts or parts of acts inconsistent with this act be and the same are hereby repealed."

H. L. BARKLEY,  
Chairman.

On motion of Mr. Barkley, the amendments were adopted.

Mr. Long moved that the bill and amendments be referred back to the committee with instructions to have the same engrossed and printed.

The motion prevailed.

Mr. Long moved that the house do now adjourn.

The motion prevailed.

R. E. MOODY,  
Chief clerk.

WEDNESDAY, FEBRUARY 13, 1895.

## MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1895. }

The house was called to order at 9:30 o'clock a. m. by the speaker.

The session was opened with prayer by Rev. Mr. Templeton of Salem.

The roll was called and all the members were present, except Messrs. Baker, Beach, Boothby, Bridges, Buckman, Cooper, Gowdy, Gurdane, Hillegas, Long, Lyle, McGreer, Myers, Patterson, Rinearson, Smith of Clackamas, Smith of Josephine, and Smith of Linn.

Mr. Blundell moved a call of the house.

The roll was called and all the members were present, except Messrs. Baker, Beach, Bridges, Buckman, Cleeton, Cole, Cooper, Craig, Gowdy, Gurdane, Hillegas, Jeffrey, Long, Lyle, McGreer, Mintie, Patterson, Paxton, Rinearson, Stewart, Smith of Clackamas, Smith of Josephine, Smith of Linn, Templeton, Tigard, Wright, and Yates.

On motion of Mr. Blundell, the reading of the journal of yesterday was dispensed with.

Mr. Hofer, chairman of the committee on revision and correction of journal, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1895. }

*Mr. Speaker:*

Your committee on revision and correction of journal, to whom was referred the journal of February 11th, beg leave to report that we have had the same under consideration, and respectfully report back to the house that we have examined the same and find it correct.

E. HOFER,  
Chairman.

On motion of Mr. Hofer, the report was adopted.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES. }  
SALEM, Oregon, }  
February 13, 1895. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house joint resolution No. 2 of the seventeenth biennial session of the

Oregon legislature, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 12, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed house joint memorial No. 2,

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 12, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 228,—a bill for an act to create the office of recorder of conveyances for Polk county.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 13, 1895. }

*Mr. Speaker:*

I am directed by the speaker to inform you that the senate has adopted senate joint memorial No. 6, resolving that our delegation in congress be requested to urge the Indian department to promulgate such rules and regulations as will prevent the Indians in the state of Oregon from wantonly destroying game.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

SENATE JOINT MEMORIAL NO. 6.

Whereas the Indians belonging to the several reservations in the state have been permitted and allowed, by the respective

agents in charge thereof, to leave the reservation at certain seasons of the year for the purpose of hunting; and whereas said Indians on said hunting excursions are accustomed to slaughter and wantonly destroy large numbers of deer and other wild game, in violation of the game laws of this state, and which if continued will ultimately result in the complete annihilation of such game; therefore, be it

*Resolved by the Senate, the House concurring,* That our senators and representatives in congress be requested to urge upon the Indian department the promulgation of such rules and instructions as will prevent such practices by said Indians.

*And be it further resolved,* That a copy of this resolution be furnished to our senators and representatives by the secretary of state.

The speaker announced that he was about to sign house joint resolution No. 2 of the session of 1893, and soon thereafter declared that he had signed the same.

Mr. Barkley, chairman of the committee on education, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 5, 1895. }

*Mr. Speaker:*

Your committee on education, to whom was referred house bill No. 185, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass as amended.

H. L. BARKLEY,  
Chairman.

Mr. Barkley, chairman of the committee on education, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 8, 1895. }

*Mr. Speaker:*

Your committee on education, to whom was referred house bill No. 289, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

H. L. BARKLEY,  
Chairman.

Mr. Barkley, chairman of the committee on education, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 7, 1895. }

*Mr. Speaker :*

Your committee on education, to whom was referred house bill No. 262, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

H. L. BARKLEY,  
Chairman.

Mr. Barkley, chairman of the committee on education, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 5, 1895. }

*Mr. Speaker :*

Your committee on education, to whom was referred house bill No. 115, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

H. L. BARKLEY,  
Chairman.

Mr. Barkley, chairman of the committee on education, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 12, 1895. }

*Mr. Speaker :*

Your committee on education, to whom was referred house bill No. 353, beg leave to report that we have had the same under consideration, and respectfully report it back to the house, with the recommendation that it do pass.

H. L. BARKLEY,  
Chairman.

Mr. Barkley, chairman of the committee on education, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 12, 1895. }

*Mr. Speaker:*

Your committee on education, to whom was referred house bill No. 284, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

H. L. BARKLEY,  
Chairman.

Mr. Barkley, chairman of the committee on education, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 12, 1895. }

*Mr. Speaker:*

Your committee on education, to whom was referred house bill No. 310, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

H. L. BARKLEY,  
Chairman.

Mr. Barkley, chairman of the committee on education, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 12, 1895. }

*Mr. Speaker:*

Your committee on education, to whom was referred house bill No. 48, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it be referred to the committee on judiciary.

H. L. BARKLEY,  
Chairman.



On motion of Mr. Hofer, the report was adopted.

Mr. Barkley, chairman of the committee on education, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 6, 1895.

*Mr. Speaker:*

Your committee on education, to whom was referred senate bill No. 13, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

H. L. BARKLEY,  
Chairman.

Mr. Hofer, chairman of the committee on banking and insurance, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 7, 1895.

*Mr. Speaker:*

Your committee on banking and insurance, to whom was referred house bill No. 344, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

E. HOFER,  
Chairman.

Mr. Smith of Polk, chairman of the committee on federal relations, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 11, 1895.

*Mr. Speaker:*

Your committee on federal relations, to whom was referred house bill No. 339, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

IRA S. SMITH,  
Chairman.

Mr. Smith of Polk, chairman of the committee on federal relations, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 11, 1895. }

*Mr. Speaker:*

Your committee on federal relations, to whom was referred house bill No. 250, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

IRA S. SMITH,  
Chairman.

Mr. Lester, chairman of the committee on fisheries and game, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 12, 1895. }

*Mr. Speaker:*

Your committee on fisheries and game, to whom was referred house bill No. 40, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

AMENDMENT.

Strike out all of the title after the word "amend," in the first line thereof, and insert in lieu thereof the following: "An act entitled an act to amend sections 3 and 6 of an act entitled 'An act to protect salmon and other food fishes in the state of Oregon, and upon all waters upon which the state has concurrent jurisdiction, and to repeal sections 3489, 3490, 3491, 3492, 3493, 3494, 3495, 3496, 3497, and 3498 of Hill's annotated laws of Oregon,' approved February 16, 1891," filed in the office of the secretary of state February 22, 1893; and to amend section 7 of an act of the legislative assembly of the state of Oregon, approved February 16, 1891, entitled "An act to protect salmon and other food fishes in the state of Oregon, and upon all waters upon which this state has concurrent jurisdiction, and to repeal sections 3489, 3490, 3491, 3492, 3493, 3494, 3495, 3496, 3497, and 3498 of Hill's annotated laws of Oregon."

## AMENDMENT.

Strike out section 1 of the bill and insert in lieu thereof the following:

Section 1. That the act of the legislative assembly of the state of Oregon, filed in the office of the secretary of state February 22, 1893, entitled "An act to amend sections 3 and 6 of an act entitled 'An act to protect salmon and other food fishes in the state of Oregon and upon all waters upon which the state has concurrent jurisdiction, and to repeal sections 3489, 3490, 3491, 3492, 3493, 3494, 3495, 3496, 3497, and 3498 of Hill's annotated laws of Oregon,' approved February 16, 1891," be and the same is hereby amended so as to read as follows:

*Be it enacted by the Legislative Assembly of the State of Oregon:*

Section 1. That section 3 of the act of the legislative assembly approved February 16, 1891, entitled "An act to protect salmon and other food fishes in the state of Oregon, and upon all waters upon which the state has concurrent jurisdiction, and to repeal sections 3489, 3490, 3491, 3492, 3493, 3494, 3495, 3496, 3497, and 3498 of Hill's annotated laws of Oregon, approved February 16, 1891," be amended so as to read as follows:

Sec. 3. It shall not be lawful for any person or persons to take or fish for salmon in the waters of the Nehalem, Tillamook, Nestucca, Salmon, Siletz, Yaquina, Alsea, Siuslaw, Umpqua, Coos, Coquille, Sixes, Elk, Chetco, Windchuck, or any of their tributaries or bays, or in any other streams or bays in this state, except the Columbia river and its tributaries, and excepting Rogue river as hereinafter provided, from the first day of November until the fifteenth day of December, or between the fifteenth day of April and the first day of June. In Rogue river it shall be lawful to take salmon from April 15th to August 15th, and from September 1st to November 1st.

Section 2. That section 6 of an act entitled "An act to protect salmon and other food fishes in the state of Oregon, and upon all waters upon which this state has concurrent jurisdiction, and to repeal sections 3489, 3490, 3491, 3492, 3493, 3494, 3495, 3496, 3497, and 3498 of Hill's annotated laws of Oregon, approved February 16, 1891, be and the same hereby is amended so as to read as follows:

Sec. 6. It shall be unlawful for any person or persons to receive, or have in his possession, or offer for sale or transportation, or to transport during the close seasons named in this act, any of the following variety or kinds of fish, which may be caught in any of the streams as aforesaid, viz.: Chinook salmon, silver salmon, steelhead, or blueback; and any person or persons violating any of the above sections shall be deemed guilty of a mis-

demeanor, and upon conviction thereof shall be fined in the sum of not less than ten dollars nor more than two hundred and fifty dollars.

AMENDMENT.

Strike out section 2 of the bill and insert in lieu thereof the following:

Section 2. That section 7 of the above entitled act of the legislative assembly, approved February 16, 1891, be and the same hereby is amended so as to read as follows:

Sec. 7. Any person or persons now owning or maintaining, or who shall hereafter construct and maintain, any dam or other obstruction across any streams in this state which any food fish are want to ascend without providing a suitable fishway or ladder for the fish to pass over such obstruction, shall be deemed guilty of a misdemeanor, and upon conviction thereof be punished by a fine of not less than one hundred dollars nor more than two hundred and fifty dollars; and said dam or obstruction may, in the discretion of the court, be abated as a nuisance. It shall be the duty of the commissioner of fisheries of the state to require the construction and maintenance of fishways, as above provided, in all dams now erected and existing in streams, to which the salmon resort for the purpose of spawning. Such fishways shall be constructed in accordance with the directions of the state commissioner of fisheries, and shall be under his supervision and subject to his approval. Should the commissioner fail or neglect to perform the duties required by this section, he shall be subject to a penalty for failure to perform his duties, and shall be fined in a sum not less than fifty nor more than five hundred dollars.

AMENDMENT.

Add a new section to the bill, to be numbered section 3, as follows:

Section 3. Inasmuch as the present law for the protection of salmon and other food fishes is not effectual to accomplish the purpose for which it is intended, and certain of the restrictions therein contained are erroneous and unjust, an emergency exists, and this act shall take effect and be in force from and after its approval by the governor.

C. F. LESTER,  
Chairman.

On motion of Mr. Lester, the amendments were adopted.

Mr. Yates, chairman of the committee on food and dairy products, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 7, 1895. }

*Mr. Speaker:*

Your committee on food and dairy products, to whom was referred house bill No. 80, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

AMENDMENT.

That the title of the bill be amended by striking out all the words in line six after the word "fertilizers," and all the words in line seven, and all the words in line eight to the words "approved February 21, 1893."

AMENDMENT.

Strike out all of section 1.

AMENDMENT.

Section 2 be known as section 1.

AMENDMENT.

Section 3 be known as section 2.

AMENDMENT.

Section 4 be known as section 3.

AMENDMENT.

In section 3, in lines two and three, strike out the words "or fertilizers."

AMENDMENT.

Section 5 be known as section 4.

AMENDMENT.

Section 6 be known as section 5.

AMENDMENT.

Section 7 be known as section 6.

## AMENDMENT.

In section 6, line three, after the word "deemed," insert the word "not."

## AMENDMENT.

In line five, strike out the word "him," and insert the words "the commissioner."

## AMENDMENT.

In line seven, strike out the figure "2" and insert the figure "3."

## AMENDMENT.

In line eight, after the word "analysis," insert to word "to."

## AMENDMENT.

In line nine, after the word "state," insert the words "by the commissioner."

## AMENDMENT.

Section 8 be known as section 7.

## AMENDMENT.

In section 7, line eight, article IV, strike out the words "an imitation of or is," and insert the words "impure or."

## AMENDMENT.

In same section, line twenty, article XI, strike out the figures "13," and insert the figures "12."

## AMENDMENT.

In same section, strike out all of article XII, and insert the following in lieu thereof: "Vinegar which does not possess an acidity of four per cent. of absolute acetic acid, and which is not marked in easily legible letters on the outside of the container, with the name of the original raw material from which it is manufactured, or which contains more than one tenth of one per cent. of any mineral acid."

## AMENDMENT.

Section 9 be known as section 8.

**AMENDMENT.**

Section 10 be known as section 9.

**AMENDMENT.**

Section 11 be known as section 10.

**AMENDMENT.**

Section 12 be known as section 11.

**AMENDMENT.**

Section 13 be known as section 12.

**AMENDMENT.**

Section 14 be known as section 13.

**AMENDMENT.**

Section 15 be known as section 14.

**AMENDMENT.**

Section 16 be known as section 15.

**AMENDMENT.**

Section 17 be known as section 16.

**AMENDMENT.**

In section 16, line one, strike out the word "imitation," and insert the word "impure."

**AMENDMENT.**

In same section, line two, strike out the word "imitation," and insert the word "impure."

**AMENDMENT.**

Section 18 be known as section 17.

**AMENDMENT.**

Section 19 be known as section 18.

## AMENDMENT.

Section 20 be known as section 19.

## AMENDMENT.

Section 21 be known as section 20.

C. P. YATES,  
Chairman.

On motion of Mr. Beach, the amendments were adopted.

Mr. Beach, chairman of the committee on elections, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 7, 1895. }

*Mr. Speaker:*

Your committee on elections, to whom was referred house bill No. 137, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:

## AMENDMENT.

Section 3. That section 49 of the above entitled act be amended so as to read as follows:

Sec. 49. The ballots shall be styled "Official Ballot"; shall state the number or name of the precinct and county they are intended for, and the date when the election is to be held; shall contain the names of all the candidates for offices to be filled at that election, whose nominations have been duly made and accepted, as herein provided, and who have not died or withdrawn, and shall contain no other names of persons. The name of each person nominated shall be printed upon the ballot in but one place, and that under the name of the party whose nomination he first accepted. The names of the candidates of each political party, or body of electors, shall be arranged under the titles of the offices for which they were nominated in parallel columns, with the party or political appellation at the head of each column. The said columns shall be inclosed by heavy lines and separated from each other by a clear space of at least one eighth of an inch, and shall be printed in the order as nearly as possible of the votes obtained in the state at the last state election by the parties or bodies nominating, beginning with the party or body which obtained the highest vote for the candidate at the



head of its column at such election. On the left margin of the ballot the name of the uppermost candidate as printed shall be numbered 1, the next candidate 2, and so on consecutively to the end of the ballot. The black lines shall not be numbered. When presidential electors are to be voted for, there shall be printed above each of the said columns the names of the candidates for presidential electors nominated by the party or body of citizens named in the column, arranged in groups, with the party or political appellation, and the surnames of the candidates for president or vice-president at the head of each group. There shall be printed above each column of candidates of a political party a circle three fourths of an inch in diameter, and there shall be printed around, but without the circle, the following words, "For a straight ticket, mark within this circle." There shall be left at the right of the groups of candidates for presidential electors, and of the lists of candidates for other offices, or under the title of the office itself, for which an election is to be held, in case there be no candidates legally nominated therefor, as many blank spaces as there are persons to be voted for by each voter for such office, in which spaces the voter may insert the name of any person whose name is not printed on the ballot as a candidate for such office, and such insertion shall count as a vote without the cross-mark hereinafter mentioned. Whenever the approval of a constitutional amendment or other question is submitted to the vote of the people, such question shall be printed upon the ballots in a brief form, and followed by the words "Yes" and "No"; and if such question be submitted at an election of public officers, it shall be printed below the lists of candidates. The ballots shall be so printed as to give to each voter a clear opportunity to designate his choice of candidates by a cross-mark (X) in a square of sufficient size at the right of the name of each candidate and inside the line inclosing the column, and in like manner answers to the questions submitted by similar marks in squares at the right of the words "Yes" and "No"; and on the ballot may be printed instructions how to mark and such words as will aid the voter to do this, as, "Mark one," "Mark three," and the like; *provided*, that a voter may designate his choice of an entire group of candidates for presidential electors by one cross-mark in a larger square, which shall be placed at the right of the surnames of the candidates for president and vice-president at the head of such group, and such mark shall be equivalent to a mark against every name in the group; *provided further*, that a voter may designate his choice of all the candidates of a political party by one cross in the circle above such column, and such mark shall be equivalent to a mark against every name in the column, and such voter shall then be

deemed to have voted for all the persons nominated by said party as indicated by the ticket printed on such ballot, and all other names printed on said ballot shall be deemed erased and canceled. The elector may also erase from the ticket of a political party so voted by him any name or names and substitute others by writing the same in the blank spaces or by making a cross opposite the name of the persons he desires to vote for in place of the name so erased.

S. C. BEACH,  
Chairman.

On motion of Mr. Beach, the amendment was adopted.

Mr. Beach, chairman of the committee on elections, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1895. }

*Mr. Speaker:*

Your committee on elections, to whom was referred house bill No. 278, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

#### AMENDMENT.

Strike out the word "purchase," in the first line of the title, and insert in lieu thereof the word "adoption."

#### AMENDMENT.

Insert after the word "state," in line two of the title, the words "to purchase a sufficient number of said machines for such use."

#### AMENDMENT.

To provide for the manner of using such machines, add to the title the following: "and to repeal all acts or parts of acts in conflict with this act."

#### AMENDMENT.

Strike out all that portion of section 1 of the bill commencing with the words "the end of the present fiscal," in line seven of page 1 of the bill, and extending down to and including all the remaining portion of section 1, and insert in lieu thereof the following: "February 15, 1896, if the same shall be offered for sale

to him by said time, but if not so offered, then the same shall be ordered as soon thereafter as the same shall be offered to the said secretary at the price above named, but not otherwise. The number of said fifty-key machines so bought shall be one or more thereof for each election precinct or polling place established by the several county courts at the January term, 1896, of said court, as by law provided, and shall be of a number sufficient for the requirements of each election precinct or polling place, and a sufficient number to accommodate the names of all candidates, amendments or questions to be voted for or upon at the election next ensuing; and it shall be the duty of the county court of each county at its said January term to elect whether it will use the said Clifford automatic ballot machine for voting at its ensuing elections; and if the county court shall elect to use the same, the county clerk of each county shall, on or before February 1, 1896, certify to the secretary of state the number of such machines required by such county. When the purchase of said machines is completed, and they are ready for delivery, the secretary of state shall cause the same to be delivered to the counties in this state respectively entitled thereto."

#### AMENDMENT.

Strike out all of section 2 of the bill and insert in lieu thereof the following:

Section 2. At all elections held in this state after the passage of this act, where state, district, county, or precinct officers are to be elected, the Clifford automatic ballot machine shall be used in all counties receiving the same prior to the time of posting notices of election in such counties; said ballot machines to be used for voting for all elective officers, and upon all questions, propositions, and constitutional or other amendments to be voted for or upon at such election. In all counties using the Clifford automatic ballot machine the provisions of this act shall govern the conduct of elections therein.

#### AMENDMENT.

Strike out all of section 3 and insert in lieu thereof the following:

Section 3. The following terms when used in this act shall be taken and construed to mean as follows:

1. *The Clifford automatic ballot machines.*—An automatic voting machine in complete working order, with registers, records and counts all votes cast for each candidate or nominee voted for, and for each question, proposition, and constitutional or other

amendment voted upon, which voting machine is more particularly, described in letters patent and specifications thereunder, numbered five hundred and twenty-seven thousand one hundred and thirty-eight (527,138), issued by the United States of America on the ninth day of October, 1894, together with all equipments of every description necessary for the proper operation thereof.

2. *Register compartment.*—The closed portion of the rear of the machine containing the automatic mechanical counters or tapes, one counter or tape for each nominee and two for each question to be voted upon, respectively, marked “for” and “against.”

3. *Register tapes.*—The separate registering counters or tapes in the register compartment.

4. *Keys or push rods.*—Those levers or rods which rise in two rows in line with the names and numbers of the nominees or questions marked on the ballot, each lever or rod being numbered consecutively, beginning with number one to correspond with the number on the ballot.

5. *Record sheets.*—A sheet in the closed part of each ballot machine located under the key levers or push rods, which records the votes cast for each person or question to be voted upon.

6. *Ballots.*—The tabulated lists of officers and the nominees respectively therefor grouped and numbered to agree with the number on the key in the same line, and succinct statements of constitutional or other amendments, questions, or propositions submitted, arranged in pairs successively and captioned “for” and “against,” printed on cardboard or heavy paper and of dimensions, colors, and types as hereinafter specified, to be placed within the ballot frame which is set in view under the glass within the enclosed part of the case besides the keyboard of the machine.

#### AMENDMENT.

Strike out all of section 4 and insert in lieu thereof the following:

Section 4. In delivering the said ballot machines to the counties entitled thereto, the secretary of state shall cause the machines to be delivered to the county clerks of the respective counties, and the said county clerks shall be the custodians thereof on behalf of the counties at all times when the said machines shall not be in use. In all counties having a clerk of the county court, that officer shall perform the duties and stand in the place of the county clerk in the other counties.

#### AMENDMENT.

Add the following sections to the bill: 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, and 22.

Section 5. By the time the election notices are required to be delivered to the sheriff to be posted, the county clerk shall place the register tapes in said machines, setting said tapes at O or zero, and shall also place the record sheets in said machines, and shall furnish the guardrails, judges' tables, and other furniture and equipments necessary for the lawful conducting of the election thereat, and shall in all things have the said machines in readiness for each such polling place.

Section 6. At any time thereafter, when called upon by the sheriff, the said county clerk shall deliver said machines in complete working order, together with the necessary equipments to the said sheriff, who shall take charge thereof and deliver the same in good condition to the respective polling places by the time the polls are required to be open on election day. If for any reason the sheriff shall deliver said machines to the polling places prior to the day of election, he shall provide for their safe-keeping until the opening of the polls.

Section 7. At the time required by law for opening the polls, the judges of election shall take charge of the ballot machines provided for that polling place, and shall arrange said machines and polling places as follows: the ballot machines shall be so placed as to be at least two feet six inches from the floor and three feet from the wall of the room. Such guardrails shall be used as shall seem necessary or convenient, and shall be so placed as to separate the officers of election at least eight feet from the machine. The ballot machine and every part of the polling place, except the interior or key levers of the ballot machine, shall be in plain view of the election officers and persons outside the guardrails; and before the voting begins the judges shall publicly unlock and examine said machines and see that the same are ready for operation and that the register tapes and record sheets are properly placed therein.

Section 8. All ballots which may be used under the provisions of this act shall be provided at the public expense in the manner now provided by law. Said ballots shall be printed and in the possession of the judges of election by the time the polls are required to be open.

Section 9. The ballots shall be of heavy paper or cardboard three inches wide, and longitudinally upon the ballot shall be placed in plain, clear type, not smaller than pica, the name of the office, and underneath in a transverse direction, the candidates or nominees therefor, in plain, clear type, known as Ionic, as large as the width of the ballot will permit, and the name of the political party which nominated the candidate, and a plain and concise statement of the amendments, questions, and propositions submitted under successive captions "for" and "against." Under-

neath the title of each office shall be printed directions to the voter specifying the number of persons to be voted for for each office. The first four numbers on the ballot and keys on each machine shall be designated as "Straight ticket" numbers and keys, and each party having nominated a full and complete ticket shall be entitled to select one of the four keys above mentioned and place the space allotted to such number any party name, design, or emblem, with these words, "Press this key to vote the straight and entire——ticket." And a voter having pressed the one key so designated, shall be deemed to have voted for each and every candidate nominated under such party name, design, or emblem. If any person or nominee is a candidate by virtue of a certificate of nomination or otherwise than by convention, as provided by law, said fact shall be specified in the same manner underneath the name of such person or nominee. If two or more persons are to be elected to the same office for different terms, the term for which each is nominated shall be designated on the ballot. The candidates or nominees of the different political parties or nominating bodies, shall have placed on the margin, in such a manner as not to interfere with the name or number, a distinctive party design, emblem, or device, so that the voter shall be able to determine therefrom of which political party each person is a candidate. In case any person is a candidate by reason of having filed a certificate of nomination or otherwise than by convention, as prescribed by law, it shall not be necessary to place any device, design, or emblem on the margin of each candidate's name for the information of the voter. All such designs, devices, or emblems shall be distinguished from each other by distinctive colors. Each vote is recorded on the record sheet by means of a perforation made by the voter's pressing the key lever or push rod which corresponds in number with a similar number on the ballot. Each record sheet shall be ruled off into lines of equal spaces, and each line shall be numbered to correspond with the number on the key lever or push rod. Each record sheet shall be marked with a special number by the county clerk, who shall keep an account of each such record sheet, and of the polling place in which the same is used. Each record sheet shall be twenty-five inches wide and of such length as shall be necessary; it shall be divided by lines lengthwise, and each line shall be one half inch from the preceding line, so as to provide space for fifty lines horizontally, and distributed equally and longitudinally across the sheet; the first line across the sheet shall be traced one quarter of an inch from the left-hand edge of the sheet. Each line shall be numbered consecutively from one to fifty. Each set of numbers on the lines running lengthwise shall be six inches apart, so that each number shall occupy a



space of six inches, running transversely across the record sheet in such manner that each number on the record sheet shall be situated directly in line with and under the key levers or push rods which bear the same number, and also in the same line as the corresponding ballot number. When more than fifty keys are required by reason of the number of the candidates, nominees, or questions voted upon, exceeding fifty in number, a second machine shall be placed and fastened at the end of the first machine, so that the first number on the second machine shall be fifty-one and the last one hundred. The record sheet on the second machine shall commence with fifty-one on the first left-hand line and end with number one hundred on the last line. If more than one hundred keys be required, the same arrangement of the position of the additional machines, and the same system of numbering the record sheet belonging to such additional machine shall be adopted, as above provided, for the first and second machines. After the votes at each polling place have been canvassed, as hereinafter provided, and the machines which have been used at such polling place have been returned to the county clerk, the record sheet shall then be taken from each machine and wound on a drum or cylinder by the county clerk. In cases where more than one record sheet has been used the said sheets shall be placed on a drum or cylinder which corresponds with the number which said sheets bear. All record sheets must be kept on their respective cylinders or drums for not less than one year after each election, during which time they shall not be removed therefrom, except upon the order of a judge having jurisdiction of contested elections in said county.

Section 10. Not more than fifteen nor less than five days before the day fixed by law for the election, the county clerk shall have ten ballots for each polling place printed, containing the names of all offices and the nominees respectively therefor, properly grouped and numbered, and all questions, propositions, and constitutional or other amendments to be voted on, properly captioned, as in this act heretofore provided; said ballot to be printed upon substantial paper or cardboard. The clerk shall, when said ballots are printed as aforesaid, cause the same to be delivered to the judges of election of each voting place by the time the polls are required to open on election day; and no other ballots of any kind or cards of instruction shall be necessary under this act. The said judges shall, at the opening of the polls, place one of the said ballots so printed in each of the receptacles of the machines provided therefor, and shall conspicuously post two thereof at the polling place for the information of electors, and shall keep the same so posted while the polls are open, and shall retain the others to be used for similar purposes

in case of an emergency. The county clerk may, at any time after the said ballots have been printed, insert therein or add thereto the name of any candidate entitled to be placed thereon; *provided*, the same can be done without interfering with the names already on said ballot or the timely distribution thereof. The county clerk shall cause the keys for locking and unlocking the register compartments of the machines to be delivered to the proper judges of election at the same time and in the same manner as the ballots are distributed.

Section 11. It shall be the duty of the county court in the several counties of the state, at the regular term in January preceding the general election, to set off and establish election precincts within the county. Said court may set off and establish within such county as many election precincts as may be deemed necessary or convenient, and they shall be designated by numbers or names. For the purposes of this act there shall be but two judges of election and one clerk, to be appointed in the manner and at the time as above provided. The judges shall be of different political parties, one of whom shall be designated chairman by the court appointing such judges. Any political party may be represented at the polls by any person the party may select, but such representative shall receive no pay. He shall be sworn and have the same qualifications as the other judges. The duties of said judges and clerks shall be the same as now provided by law for judges and clerks of election, except so far as their duties are specifically prescribed in this act. It shall be the duty of the clerk to take and record the name and residence of each party offering to vote, together with such other duties as may be prescribed in this act. And the said clerk shall have the same authority as the two judges provided for in this act to decide upon any question within the authority of the said judges to decide whenever the said judges shall disagree in their decision, but not otherwise. It shall be the duty of the county clerk to notify each judge and clerk of election of his appointment, by mail, not less than thirty days before each election, together with a blank acceptance, which shall be signed by the judge or clerk receiving the same, and immediately returned to the county clerk.

Section 12. The polls being opened the voter shall pass through the opening of the outer guardrail to the judges' table. If the voter shall be entitled to vote he shall be admitted to the ballot machine, and no other voter shall be admitted until he shall have left the machine. In case any voter shall not be entitled to vote for all the offices or upon all the questions submitted at such election, the judges shall, before admitting the voter to the machine, lock or arrange said machine so that the



voter shall have access to only those keys of the machine which the said voter is entitled to vote. As soon as each voter shall have left the machine the judges shall, by pulling the releasing cord, put the machine in order for the next voter.

Section 13. Any voter who shall be totally blind or without the use of either hand sufficient to press the key lever, or physically unable to enter or leave the polling place, or who is unable to read, or who, on account of other disability, desires assistance in voting, shall call upon the judges of election for such assistance, and the said judges shall be required, when so requested by the voter, to render to the said voter such assistance and explanations as the voter asks for, but shall in no way attempt to control or influence the vote of said elector. And the said judges shall not reveal how such disabled voter voted or what occurred at the ballot machine.

Section 14. No voter shall remain at the ballot machine longer than five minutes, and if he does so he shall be requested to leave the same, and if he shall refuse to do so the judges shall remove him.

Section 15. As soon as the polls are closed the front part of the machine shall be locked. The judges shall then unlock and open the door or doors of the register compartment, and shall then without any delay lower the lever marked "A" to the "locked" position. The judges shall then read or announce, reading from right to left, beginning with the candidate or question numbered one, the result in an audible voice to the clerk of election, as shown by the counters or register tapes, and the said clerk shall record the total number of votes registered for each candidate or nominee and upon each question, proposition, and constitutional or other amendment as registered and declared by such register tapes, and such ascertainment of the result shall be taken and deemed to be the canvass of the vote at such election.

Section 16. Upon the completion of the canvass as above the clerk shall make a written statement or return list containing the names voted for and for what office, and the number of votes cast for each nominee, and the whole number of votes given for and against any question, proposition, and constitutional or other amendment voted upon; and said statement or return list shall be certified to as correct by the said clerk and judges of each polling place. And when said statement or return list shall be so certified to, the clerk shall seal the same securely and address the same with pen and ink to the county clerk. Then the said judges and clerks of each polling place shall jointly select one of their number whose duty it shall be to at once convey to the county clerk the said sealed return list and also the ballot ma-

chines used at such polling place in the same condition as the said return list and machine are received by him.

Section 17. The provisions of this act shall be liberally construed with a view to affecting the objects thereof, disregarding all departure in form or method not tending to prejudice the substantial rights of the voter.

Section 18. Nothing in this act shall be construed to prevent the purchase and use of more machines than is provided for in this act if, by reason of the redistricting of the polling places in any county in this state, more machines shall be necessary.

Section 19. Any person who shall wilfully or knowingly injure, damage, or tamper with any ballot machine or register tapes with the intent to unlawfully or fraudulently change or alter the number of votes cast for any nominee or question voted upon, shall, upon conviction thereof, be punished by a fine of not less than fifty dollars nor more than five hundred dollars, or by imprisonment in the county jail not less than three months nor more than twelve months, or by both such fine and imprisonment, in the discretion of the court.

Section 20. For the purpose of carrying out the provisions of this act, there is hereby appropriated out of the public treasury of this state, from any money not otherwise appropriated, the sum of one hundred and twenty-five thousand dollars, or so much thereof as may be necessary, and the secretary of state is hereby authorized and required to draw his warrants upon the state treasurer to pay for the said ballot machines purchased under the provisions of this act, not to exceed the said sum of one hundred and twenty-five thousand dollars; and any portion of said amount not so expended shall revert to and become a part of the general fund of the treasury.

Section 21. All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

Section 22. Inasmuch as it is necessary that preliminary steps be taken and that the secretary of state order said ballot machines as soon as possible, owing to the delay that might take place in the manufacture and delivery thereof, this act shall take effect and be in force from and after its approval by the governor.

S. C. BEACH,  
Chairman.

#### MINORITY REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1895. }

*Mr. Speaker:*

A minority of your committee on elections, to whom was referred house bill No. 278, beg leave to report that I have had the

same under consideration, and respectfully report it back to the house with the recommendation that it do not pass, for the reason that it carries with it an appropriation that I deem extravagant and at this time entirely uncalled for.

C. H. BAKER.

Mr. Beach moved that the consideration of the majority and minority reports be made a special order for Friday next at 2:30 o'clock p. m.

The motion prevailed.

Mr. Beach, chairman of the committee on elections, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 6, 1895. }

*Mr. Speaker:*

Your committee on elections, to whom was referred house bill No. 162, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

S. C. BEACH,  
Chairman.

Mr. Beach, chairman of the committee on elections, submitted the following report:

#### REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 6, 1895. }

*Mr. Speaker:*

Your committee on elections, to whom was referred house bill No. 73, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

#### AMENDMENT.

That section 4 be amended to read as follows:

Section 4. The powers and duties of judges and clerks of elections under this act, the qualifications of voters, the conducting of the election and canvassing of votes shall be the same as provided in the laws of this state regulating general elections; *provided*, that if after the election of delegates and prior to the

final adjournment of the vacancy in the delegation from any county or district shall occur, the governor shall fill said vacancy by appointing a delegate who shall be a member of the same political party and from the same district as was the delegate who was originally elected to that position.

#### AMENDMENT.

That section 7 be amended to read as follows:

Section 7. The provisions of the constitution to be framed by such convention shall be arranged under numbered articles and sections with appropriate titles in brier type, solid. All sections referring to the same subject matter shall be arranged under one article. Not more than one subject shall be included in one article, and the title of the article shall indicate as clearly as possible the nature and subject of its provisions. Immediately following each article and printed therewith in nonpareil type, solid, shall be a statement not exceeding seven hundred and fifty words of the reasons why it should become a part of the constitution, and a similar statement of the reasons why it should not, such statement to be made, arranged, and agreed upon by the delegates respectively favoring and opposing that article, the whole to be printed in pages six by nine inches in size, size of type page to be four by seven inches, of book paper not to exceed fifty pounds per ream in weight or to cost more than seven cents per pound. In case of the failure of a majority of the delegates on either side to agree, the president of the convention shall appoint a committee of three from the side failing to agree, which committee shall make the statement of reasons in favor of, or against the article, as the case may be.

#### AMENDMENT.

That section 8 be amended to read as follows:

Section 8. Within sixty days of filing the engrossed copy of the constitution and reasons for and against each article, as hereinbefore provided for, the secretary of state shall cause to be printed in pamphlet form as many copies of the constitution and reasons engrossed therewith as there are voters in Oregon; he shall deliver to the chairman of each political party of each county of the state as many copies of said pamphlets as there were votes cast by said party at the general election in 1894.

#### AMENDMENT.

That section 10 be amended to read as follows:

[Section 10.] The delegates attending the convention shall be

repaid all moneys they actually and necessarily spend for railroad, stage, and steamer fares in coming to the capitol and returning to their homes, and also the same per diem as is now allowed to the representatives. There is hereby appropriated out of the general fund of the treasury of this state the sum of fifteen thousand dollars, or so much thereof as may be necessary, for the payment of the per diem and traveling expenses of delegates and of the expenses of the convention, and the further sum of six thousand dollars, or so much thereof as may be required, to pay the expenses of printing and distributing copies of the constitution and special articles that shall be framed. The secretary of state shall contract for and furnish to the convention, upon the requisition of the presiding officer, all furniture, stationary, lights, fuel, and other things, and for the necessary expense he shall draw his warrant upon the state treasurer.

S. C. BEACH,  
Chairman.

Mr. Rinearson moved to adopt the report.

Mr. Smith of Josephine moved that the amendment be amended to pay ten dollars per day instead of three dollars.

Messrs. Nealon and Burleigh demanded the ayes and nays on the amendment to the amendment.

On this question the roll was called and the vote was:

Those voting aye were—

Mr. Smith of Josephine—1.

Nays—Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Rinearson, Scott, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Thompson, Tigard, Yates, Young, and Mr. Speaker—52.

Absent—Messrs. Beach, Long, Lyle, Paxton, Sehlbrede, Templeton, and Wright—7.

So the amendment to the amendment was lost.

The amendments submitted by the committee on elections were adopted.

Mr. Beach, chairman of the committee on elections, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 6, 1895. }

*Mr. Speaker:*

Your committee on elections, to whom was referred house bill

No. 218, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

S. C. BEACH,  
Chairman.

Mr. Beach chairman of the committee on elections, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 6, 1895. }

*Mr. Speaker:*

Your committee on elections, to whom was referred house bill No. 183, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

S. C. BEACH,  
Chairman.

Mr. Beach, chairman of the committee on elections, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 6, 1895. }

*Mr. Speaker:*

Your committee on elections, to whom was referred house bill No. 217, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

S. C. BEACH,  
Chairman.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
SALEM, Oregon, }  
February 13, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 231,—a bill for an act to incorporate the town of Dundee, in Yamhill county, Oregon.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

Mr. Cleeton, chairman of the committee on internal improvements, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 5, 1895. }

*Mr. Speaker:*

Your committee on internal improvements, to whom was referred house bill No. 139, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it be referred to the committee on judiciary, as it involves a constitutional question.

T. J. CLEETON,  
Chairman.

Mr. Cleeton, chairman of the committee on internal improvements, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 5, 1895. }

*Mr. Speaker:*

Your committee on internal improvements, to whom was referred house bill No. 140, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

T. J. CLEETON,  
Chairman.

Mr. Stanley, chairman of the committee on labor, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 9, 1895. }

*Mr. Speaker:*

Your committee on labor, to whom was referred house bill No. 274, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

## AMENDMENT.

Strike out the word "public" before the word "corporations" in the title.

## AMENDMENT.

Also, in section 1, section 3, and section 4.

CALVIN STANLEY,  
Chairman.

On motion of Mr. Hofer, the amendments were adopted.

Mr. Dunn, chairman of the committee on mining, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 8, 1895. }

*Mr. Speaker:*

Your committee on mining, to whom was referred house bill No. 146, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

## AMENDMENT.

Add to the title the following: "and the representation of mining claims and the method of conveying the same and declaring mining claims to be real estate, and prescribing a limitation for actions concerning mining claims, and evidence concerning the same, and to repeal sections 2175, 2176, 2177, 2179, 2180, 2181, 2182, 2183, 3827, 3828, 3829, 3830, 3831, 3832, 3834, and 3835 of the miscellaneous laws of Oregon, as compiled by W. Lair Hill, and all acts and parts of acts in conflict herewith."

## AMENDMENT.

Strike out all of section 13.

## AMENDMENT.

That the following sections be added to the bill:

Section 13. Mines and mining claims, both quartz or lode, or surface, and upon the public lands, and the interests acquired therein under the laws of the United States are real property, and shall be conveyed as other real property, and shall descend to the heirs of the owner.



Section 14. The discoverer of a placer claim shall, within thirty days from the date of discovery, record his claim in the office of the officer who is recorder of deeds of the county in which said claim is situated by a location certificate, which shall contain,—*first*, the name of the claim, designating it as placer claim; *second*, the name of the locator; *third*, the date of location; *fourth*, the number of acres or feet claimed; and, *fifth*, a description of the claim by such reference to natural objects or permanent monument as shall identify the claim. Before filing such location certificate, the discoverer shall locate his claim,—*first*, by posting upon such claim a plain sign or notice containing the name of the claim, the name of the locator, the date of discovery, and the number of acres or feet claimed; *second*, by marking the surface boundaries with substantial posts, and sunk into the ground, to wit, one at each angle of the claim.

Section 15. On each placer claim heretofore or hereafter located, and until a patent has been issued therefor, not less than one hundred dollars' worth of labor shall be performed, or improvements made, by the first day of January, 1896, and by the first day of January of each year thereafter; *provided*, that the period within which the work required to be done annually shall commence on the first day of January succeeding the date of location of such claim. When two or more claims lie contiguous, and are owned by the same person, the expenditure hereby required for each claim may be made on any one claim; and upon a failure to comply with these conditions, the claim or claims upon which such failure occurred, shall be open to relocation in the same manner as if no location of the same had ever been made; *provided*, that original locators, their heirs, assigns, or legal representatives, have not resumed work upon the claim at the failure and before such location; *provided*, the aforesaid expenditures may be made in building or repairing ditches to conduct water upon such ground, or in making other mining improvements necessary for the working of such claim. Upon the failure of any one of several coöwners to contribute his proportion of expenditures required hereby, the coöwners who have performed the labor or made the improvements may, at the expiration of the year, to wit, the first of January, 1896, for the location heretofore made, and one year from the date of location hereafter made, give such delinquent coöwner personal notice in writing, or, if he be a nonresident of the state, a notice by publication in the newspaper published nearest the claim, for at least once a week for ninety days, and mailing him a copy of such newspaper, if his address be known, and if, at the expiration of ninety days after such notice in writing, or after the first publication of such notice, such delinquent should fail or refuse to contribute his pro-

portion of the expenditure required by this section, his interest in the claim shall become the property of his coöwners who have made the required expenditures.

Section 16. Whenever any person or persons are engaged in bringing water into any portion of the mines, they shall have the right of way secured to them, and may pass over any claim, road, ditch, or other structure; *provided*, the water be guarded so as not to interfere with prior rights.

Section 17. No person shall have the right to mine under any building or other improvement, unless he shall first secure the parties owning the same against all damages, except by priority of right.

Section 18. If any person shall locate a tunnel claim for the purpose of discovery, he shall record the same, specifying the place of commencement and termination thereof, with the names of the parties interested therein.

Section 19. The affidavit of labor provided herein when recorded shall be *prima facie* evidence of the performance of such labor or the making of such improvements; *provided*, that all affidavits of labor or improvements upon placer claims heretofore filed and recorded within the period prescribed in this section, which shall contain in substance the requirements of the affidavit prescribed by this section, shall be *prima facie* evidence of such labor, or the making of such improvements and the original thereof, or a certified copy of the record of the same shall be received as evidence accordingly by the courts of this state, and this class of evidence shall be receivable where relevant or material in all cases hereafter brought.

Section 20. No location certificate shall claim more than one location, whether the location be made by one or several locators; and if it purports to claim more than one location it shall be absolutely void, except as to the first location therein described, and if they are described together, or so that it cannot be told which location is first described, the certificate shall be void as to all.

Section 21. In all actions pending in any circuit court of this state, wherein the title or right of possession to any mining claim shall be in dispute, the said court or the judge thereof may, upon application of any of the parties to such suit, enter an order for the underground, as well as surface survey of such part of the property in dispute as may be necessary to a just determination of the question involved. Such order shall designate some competent surveyor not related to any of the parties to such suit, or in anywise interested in the result of the same; and upon the application of the party adverse to such application the court may also appoint some competent surveyor, to be selected by such adverse applicant, whose duty it shall be to attend upon

such survey and observe the method of making the same; said second surveyor to be at the cost of the party asking therefor. It shall also be lawful in such order to specify the names of witnesses named by either party, not exceeding three on each side, to examine such property, who shall thereupon be allowed to enter into such property and examine the same. Said court, or the judge thereof, may also cause the removal of any rock, débris, or other obstacle in any of the drifts or shafts of said property when such removal is shown to be necessary to a just determination of the question involved; *provided, however*, that no such order shall be made for survey and inspection except in open court, or in chambers, upon notice of application for such order of at least six days, and not then except by agreement of parties, or upon affidavit of two or more persons, that such survey and inspection is necessary to a just determination of the suit, which affidavit shall state the fact in such case, and wherein the necessity for survey exists, nor shall such order be made unless it appears that the party asking therefor had been refused the privilege of survey and inspection by the adverse party.

Section 22. Two years adverse possession of a mining claim, immediately preceding the commencement of an action therefor by the defendant or those under whom he holds, if pleaded, is a bar to the action for the possession thereof.

Section 23. The officer who is recorder of deeds under the law in each county shall keep in his office a record of placer or surface claim locations which shall be recorded therein and indexed in the name of the locators and the name of the claim, and no other matter shall be recorded in said record; also a record of quartz or lode claims and tunnel rights locations, which shall be recorded therein and indexed in the name of the locators and of the claim, and no other matter shall be recorded therein. For filing and recording each notice of location of a mining claim or affidavit of labor the proper officer shall exact and charge a fee of one dollar, which shall be paid in advance and turned into the county treasury. Said officer shall also keep in his office two records of proof of labor upon mining claims in which shall be recorded all affidavits of labor upon mining claims, in one that upon placer or surface claims, and in the other that of quartz or lode claims, and no other matter; said records shall be indexed in the name of the claim, the owners thereof and of the person making the affidavit.

Section 24. The laws relative to the sale and transfer of real property and the application of the liens of mechanics and laborers thereon be and they are hereby made applicable to ditches and flumes used for mining purposes and permanently affixed to the soil.

Section 25. Sections 2175, 2176, 2177, 2178, 2179, 2180, 2181, 2182, 2183, 3827, 3828, 3829, 3830, 3831, 3832, 3834, and 3835 of Hill's annotated laws of Oregon, and all acts and parts of acts in conflict herewith are hereby repealed.

G. W. DUNN,  
Chairman.

Mr. Dunn, chairman of the committee on mining, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 8, 1895.

*Mr. Speaker:*

Your committee on mining, to whom was referred house bill No. 308, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

G. W. DUNN,  
Chairman.

Mr. Myers, chairman of the committee on penal, reformatory, and charitable institutions, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 11, 1895.

*Mr. Speaker:*

Your committee on penal, reformatory, and charitable institutions, to whom was referred house bill No. 110, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

G. T. MYERS,  
Chairman.

Mr. Myers, chairman of the committee on penal, reformatory, and charitable institutions, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 11, 1895.

*Mr. Speaker:*

Your committee on penal, reformatory, and charitable institu-

tions, to whom was referred house bill No. 226, beg leave to report that we have had the same under consideration, and respectfully report it back to the house, with the recommendation that it do not pass.

G. T. MYERS,  
Chairman.

Mr. Myers, chairman of the committee on penal, reformatory, and charitable institutions, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 11, 1895. }

*Mr. Speaker:*

Your committee on penal, reformatory, and charitable institutions, to whom was referred house bill No. 273, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

G. T. MYERS,  
Chairman.

Mr. Myers, chairman of the committee on penal, reformatory, and charitable institutions, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 11, 1895. }

*Mr. Speaker:*

Your committee on penal, reformatory, and charitable institutions, to whom was referred house bill No. 305, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

G. T. MYERS,  
Chairman.

Mr. Myers, chairman of the committee on penal, reformatory, and charitable institutions, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 8, 1895. }

*Mr. Speaker:*

Your committee on penal, reformatory, and charitable institutions, to whom was referred house bill No. 134, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:

## AMENDMENT.

Add to section 3 of said bill: "If, however, in the judgment of the county judge of the county from which such patient shall have been committed, it is deemed advisable to send with such deputy or deputies some relative, or person who has been in attendance upon such patient, the county judge aforesaid may make such appointment, not exceeding one person. The expense incurred by the appointment of the person above referred to shall be paid by the county from which the patient is sent."

G. T. MYERS,  
 Chairman.

Mr. Myers, chairman of the committee on penal, reformatory, and charitable institutions, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 11, 1895. }

*Mr. Speaker:*

Your committee on penal, reformatory, and charitable institutions, to whom was referred house bill No. 307 beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

G. T. MYERS,  
 Chairman.

Mr. Boothby, chairman of the committee on public morals, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 6, 1895.

*Mr. Speaker:*

Your committee on public morals, to whom was referred house bill No. 251, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

AMENDMENT.

In section 1 strike out all of said section after the word "prostitution" in line three of the printed bill.

AMENDMENT.

In section 2 strike out all of said section after the word "whatever" in line three of the printed bill.

J. S. BOOTHBY,  
Chairman.

Mr. Smith of Josephine, chairman of the committee on railways and transportation, submitted the following minority report:—

MINORITY REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February —, 1895.

*Mr. Speaker:*

The minority of your committee on railways and transportation, to whom was referred house bill No. 1, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

ROBERT G. SMITH,  
Chairman.

H. V. GATES.

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 12, 1895.

*Mr. Speaker:*

Part of your committee on railways and transportation, to



whom was referred house bill No. 1, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

E. H. THOMPSON.

H. G. GUILD.

JOHN D. DALY.

Mr. Gates moved that the committee on railways and transportation be relieved from further action on house bills Nos. 1, 4, and 304, and that they be made a special order at 2 o'clock p. m. this afternoon.

Messrs. Smith of Josephine and Craig demanded the ayes and nays on the motion.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Conn, Coon, Cooper, Craig, Curtis, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, McCracken, McGreer, Mintie, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Tigard, Wright, Yates, and Mr. Speaker—49.

Nays—Messrs. Daly, Guild, Moorhead, and Thompson—4.

Absent—Messrs. Cole, Long, Lyle, Myers, Stewart, Templeton, and Young—7.

The motion prevailed.

Mr. Smith of Josephine, chairman of the committee on railways and transportation, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1895. }

*Mr. Speaker:*

Your committee on railways and transportation, to whom was referred house bill No. 182, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:

#### AMENDMENT.

*Provided*, that this law shall in no way interfere with railroads, and that crossings on railroads shall be provided at such places as the railroad company may designate.

ROBERT G. SMITH,  
Chairman.



On motion of Mr. Smith of Josephine, the amendment was adopted.

House bill No. 126 was called up by Mr. Paxton.

Mr. Barkley moved that the rules be suspended and that the bill be placed on final passage.

The motion prevailed.

House bill No. 126 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Burke, Calvert, Cardwell, Cleeton, Cole, Coon, Craig, Curtis, Dunn, Gates, Gowdy, Gurdane, McCracken, Mintie, Moorhead, Myers, Patterson, Paxton, Rinearson, Scott, Stanley, Smith of Clackamas, Smith of Polk, Smith of Linn, Thompson, Tigard, Yates, and Mr. Speaker—32.

Nays—Messrs. Boothby, Buckman, Burleigh, Conn, Cooper, Daly, David, Davis, Hillegas, Hofer, Hope, Keyt, Lester, Nealon, and Shutrum—15.

Absent—Messrs. Bridges, Guild, Huffman, Jeffrey, Long, Lyle, McGreer, Sehlbrede, Stewart, Smith of Josephine, Templeton, Wright, and Young—13.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. David, chairman of the committee on roads and highways, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February —, 1895. }

*Mr. Speaker:*

Your committee on roads and highways, to whom was referred senate bill No. 61, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

J. E. DAVID,  
Chairman.

#### REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February —, 1895. }

*Mr. Speaker:*

Your committee on roads and highways, to whom was referred

house bill No. 239, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

J. E. DAVID,  
Chairman.

Mr. David, chairman of the committee on roads and highways, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 4, 1895. }

*Mr. Speaker:*

Your committee on roads and highways, to whom was referred house bill No. 170, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

J. E. DAVID,  
Chairman.

Mr. David, chairman of the committee on roads and highways, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February —, 1895. }

*Mr. Speaker:*

Your committee on roads and highways, to whom was referred house bill No. 120, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:

#### AMENDMENT.

Insert in place of "number of miles," in line thirteen, printed bill, "assessable property."

J. E. DAVID,  
Chairman.

On motion of Mr. David, the amendment was adopted.

Mr. David, chairman of the committee on roads and highways, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February —, 1895. }

*Mr. Speaker:*

Your committee on roads and highways, to whom was referred house bill No. 62, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:

AMENDMENT.

Amend to read in place of "repealed," in last line, to read "amended to read as follows:"

Sec. 4101. That all road supervisors shall annually in their report give the reasons why all roads ordered opened in their districts are not completed; and, when it shall appear that any road has not been opened in four years after or from the time of its location, the county court shall order the same vacated, unless there are good reasons for extending the time to complete said road.

J. E. DAVID,  
Chairman.

On motion of Mr. David, the amendment was adopted.

Mr. David, chairman of the committee on road and highways, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February —, 1895. }

*Mr. Speaker:*

Your committee on roads and highways, to whom was referred senate bill No. 7, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

J. E. DAVID,  
Chairman.

Mr. David, chairman of the committee on roads and highways, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February —, 1895. }

*Mr. Speaker :*

Your committee on roads and highways, to whom was referred house bill No. 89, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

## AMENDMENT.

At the end of the last line in section 1 add: "*provided further, that the width of the tire shall correspond to the capacity of the wagon, as follows: wagons carrying from two thousand five hundred pounds to three thousand pounds shall have not less than three and one half inch tires in width, and wagons, carrying capacity being from three thousand pounds to four thousand pounds, shall have tires not less than four inches in width.*"

## AMENDMENT.

In line three, original bill, put in the word "using" between "from" and "selling."

J. E. DAVID,  
 Chairman.

On motion of Mr. Craig, the amendments were adopted.

Mr. David, chairman of the committee on roads and highways, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February —, 1895. }

*Mr. Speaker :*

Your committee on roads and highways, to whom was referred house bill No. 286, beg leave to report that we have had the same under consideration, respectfully report it back to the house with the recommendation that it be referred to the committee on judiciary.

J. E. DAVID,  
 Chairman.

On motion of Mr. David, the report was adopted.

The majority of the special committee, to whom was referred house bill No. 164, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES. }  
SALEM, Oregon, }  
February 12, 1895. }

*Mr. Speaker:*

Your special committee, to whom was referred house bill No. 164, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

CALVIN STALEY.  
T. F. SMITH.  
H. G. GUILD.

The minority of the special committee, to whom was referred house bill No. 164, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 12, 1895. }

*Mr. Speaker:*

A minority of your special committee to whom was referred house bill No. 164, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:

AMENDMENT.

That the following be substituted for section 2 of said bill:

Section 2. Inasmuch as the additional judge in the third district is unnecessary, this act shall take effect and be in full force from and after the first day of July, 1896.

IRA S. SMITH.  
E. HOFER.

Mr. Coon moved that the vote be reconsidered making consideration of house bills Nos. 1, 4, and 304 a special order for 2 o'clock p. m. today.

The motion prevailed.

On motion of Mr. Coon, 4 o'clock p. m. was substituted.

The speaker was, by the house, granted leave of absence about

an hour this afternoon, and that officer named Mr. Sehlbrede as speaker *pro tem.* in his absence.

On motion of Mr. Smith of Polk, house bill No. 164 was made a special order for 10 o'clock a. m. tomorrow.

Messrs. Craig and Coon were granted leave of absence from 2 o'clock to 4 o'clock p. m. today.

Mr. Cleeton gave notice of his intention to move for a reconsideration of house bill No. 2 at 4:10 o'clock p. m. today.

On motion of Mr. Curtis, the house took up the seventh order of business.

House bill No. 186 was taken up.

Mr. Hofer moved the previous question.

The motion prevailed.

House bill No. 186 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Beach, Blundell, Bridges, Calvert, Cardwell, Cole, Conn, Coon, Craig, Curtis, David, Dunn, Gates, Gowdy, Guild, Hillegas, Hofer, McCracken, McGreer, Moorhead, Patterson, Paxton, Smith of Josephine, Thompson, and Yates—26.

Nays—Messrs. Barkley, Boothby, Buckman, Burleigh, Cleeton, Davis, Gurdane, Hope, Huffman, Jeffrey, Lester, Mintie, Nealon, Scott, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Tigard, Young, and Mr Speaker—23.

Absent—Messrs. Burke, Cooper, Daly, Keyt, Long, Lyle, Myers, Rinearson, Sehlbrede, Templeton, and Wright—11.

The bill failed to pass.

House bill No. 237 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Buckman, Burke, Calvert, Cole, Cooper, Curtis, Dunn, Gates, Hofer, Hope, Huffman, Jeffrey, Lester, Long, McGeer, Nealon, Paxton, Rinearson, Scott, Shutrum, Stewart, Smith of Josephine, Smith of Linn, Tigard, Wright, and Young—31.

Nays—Messrs. Beach, Bridges, Calvert, Cardwell, Cleeton, Coon, Craig, David, Davis, Gowdy, Guild, Gurdane, Hillegas, Keyt, McCracken, Mintie, Moorhead, Myers, Patterson, Sehlbrede, Stanley, Smith of Polk, Thompson, Yates, and Mr. Speaker—25.

Absent—Messrs. Conn, Lyle, Smith of Clackamas, and Templeton—4.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

#### JOINT CONVENTION.

The joint convention of February 13, 1895, was called to order at 12 o'clock m. by the president of the senate, Hon. Joseph Simon.

The chief clerk of the senate called the roll of the senate and all the senators were present, except Senators Carter, Denny, and Smith of Clatsop.

The chief clerk of the house called the roll of the house and all the representatives were present, except Representatives Cooper, Smith of Linn, and Templeton.

The following named gentlemen were announced as being paired on the vote for United States senator: Carter with Cooper, Denny with Smith of Clatsop, and Smith of Linn with Templeton.

There being no objection the reading of the journal of the proceedings of the joint convention of yesterday, the 12th instant, was dispensed with.

The president announced that as no person had received a majority of all the votes cast for United States senator for Oregon in the joint convention of yesterday, the 12th instant, there had been no election, and directed the calling of the roll of the joint convention for the purpose of voting for United States senator.

The roll was called, and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Beach, Blundell, Bridges, Brownell, Calbreath, Calvert, Cardwell, Cleeton, Conn, Daly, David, Dawson, Gesner, Gowan, Gowdy, Hobson, Long, Maxwell, McCracken, McGinn, McGreer, Mintie, Moorhead, Myers, Patterson of Marion, Paxton, Price, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Thompson, Woodard, Mr. Speaker, and Mr. President—39.

Those voting for Hon. J. K. Weatherford were: Messrs. Beckley, Butler, Cogswell, Huston, McAlister, Raley, and Smith of Sherman—7.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vanderburg, and Young—10.

Those voting for Hon. Geo. H. Williams were: Messrs. Burke, Cole, Gates, Hofer, Johnson, Keyt, Lester, Lyle, Rinearson, Scott, and Tigard—11.

Those voting for Hon. S. A. Lowell were: Messrs. Alley, Baker, Boothby, Coon, Curtis, Davis, Guild, Gurdane, Hope, Patterson of Grant, Wright, and Yates—12.

Those voting for Hon. Wm. P. Lord were: Messrs. Barkley, Craig, Dunn, Hillegas, and McClung—5.

an hour this afternoon, and that officer named Mr. Sehlbrede as speaker *pro tem.* in his absence.

On motion of Mr. Smith of Polk, house bill No. 164 was made a special order for 10 o'clock a. m. tomorrow.

Messrs. Craig and Coon were granted leave of absence from 2 o'clock to 4 o'clock p. m. today.

Mr. Cleeton gave notice of his intention to move for a reconsideration of house bill No. 2 at 4:10 o'clock p. m. today.

On motion of Mr. Curtis, the house took up the seventh order of business.

House bill No. 186 was taken up.

Mr. Hofer moved the previous question.

The motion prevailed.

House bill No. 186 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Beach, Blundell, Bridges, Calvert, Cardwell, Cole, Conn, Coon, Craig, Curtis, David, Dunn, Gates, Gowdy, Guild, Hillegas, Hofer, McCracken, McGreer, Moorhead, Patterson, Paxton, Smith of Josephine, Thompson, and Yates—26.

Nays—Messrs. Barkley, Boothby, Buckman, Burleigh, Cleeton, Davis, Gurdane, Hope, Huffman, Jeffrey, Lester, Mintie, Nealon, Scott, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Tigard, Young, and Mr Speaker—23.

Absent—Messrs. Burke, Cooper, Daly, Keyt, Long, Lyle, Myers, Rinearson, Sehlbrede, Templeton, and Wright—11.

The bill failed to pass.

House bill No. 237 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Buckman, Burke, Calvert, Cole, Cooper, Curtis, Dunn, Gates, Hofer, Hope, Huffman, Jeffrey, Lester, Long, McGeer, Nealon, Paxton, Rinearson, Scott, Shutrum, Stewart, Smith of Josephine, Smith of Linn, Tigard, Wright, and Young—31.

Nays—Messrs. Beach, Bridges, Calvert, Cardwell, Cleeton, Coon, Craig, David, Davis, Gowdy, Guild, Gurdane, Hillegas, Keyt, McCracken, Mintie, Moorhead, Myers, Patterson, Sehlbrede, Stanley, Smith of Polk, Thompson, Yates, and Mr. Speaker—25.

Absent—Messrs. Conn, Lyle, Smith of Clackamas, and Templeton—4.

So the bill passed.



There being no objection, the title of the bill was ordered to stand as the title of the act.

### JOINT CONVENTION.

The joint convention of February 13, 1895, was called to order at 12 o'clock m. by the president of the senate, Hon. Joseph Simon.

The chief clerk of the senate called the roll of the senate and all the senators were present, except Senators Carter, Denny, and Smith of Clatsop.

The chief clerk of the house called the roll of the house and all the representatives were present, except Representatives Cooper, Smith of Linn, and Templeton.

The following named gentlemen were announced as being paired on the vote for United States senator: Carter with Cooper, Denny with Smith of Clatsop, and Smith of Linn with Templeton.

There being no objection the reading of the journal of the proceedings of the joint convention of yesterday, the 12th instant, was dispensed with.

The president announced that as no person had received a majority of all the votes cast for United States senator for Oregon in the joint convention of yesterday, the 12th instant, there had been no election, and directed the calling of the roll of the joint convention for the purpose of voting for United States senator.

The roll was called, and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Beach, Blundell, Bridges, Brownell, Calbreath, Calvert, Cardwell, Cleeton, Conn, Daly, David, Dawson, Gesner, Gowan, Gowdy, Hobson, Long, Maxwell, McCracken, McGinn, McGreer, Mintie, Moorhead, Myers, Patterson of Marion, Paxton, Price, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Thompson, Woodard, Mr. Speaker, and Mr. President—39.

Those voting for Hon. J. K. Weatherford were: Messrs. Beckley, Butler, Cogswell, Huston, McAlister, Raley, and Smith of Sherman—7.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vandenburg, and Young—10.

Those voting for Hon. Geo. H. Williams were: Messrs. Burke, Cole, Gates, Hofer, Johnson, Keyt, Lester, Lyle, Rinearson, Scott, and Tigard—11.

Those voting for Hon. S. A. Lowell were: Messrs. Alley, Baker, Boothby, Coon, Curtis, Davis, Guild, Gurdane, Hope, Patterson of Grant, Wright, and Yates—12.

Those voting for Hon. Wm. P. Lord were: Messrs. Barkley, Craig, Dunn, Hillegas, and McClung—5.

Absent—Messrs. Carter, Cooper, Denny, Smith of Clatsop, Smith of Linn, and Templeton—6.

Total number of votes cast—84.

The president announced that as no person had received a majority of all the votes cast there had been no election.

On motion of Representative Curtis, the joint convention adjourned.

On motion of Mr. Cleeton, the house adjourned to 2 o'clock p. m.

R. E. MOODY,  
Chief clerk.

### AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1895. }

The house was called to order at 2 o'clock p. m., pursuant to adjournment, by Hon. C. A. Sehlbrede.

On motion of Mr. Myers, Mr. Sehlbrede was chosen temporary speaker until such time as the speaker arrives.

The roll was called and all the members were present, except Messrs. Bridges, Buckman, Burleigh, Cardwell, Coon, Craig, Davis, Gurdane, Guild, Jeffrey, Lester, McCracken, Nealon, Rinearson, Stewart, Templeton, Young, and Mr. Speaker.

Mr. Mintie moved to reconsider the vote by which house bill No. 186 was lost.

The motion prevailed.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Beach, Blundell, Boothby, Burke, Calvert, Cardwell, Cole, Conn, Cooper, Curtis, Daly, David, Dunn, Gowdy, Gurdane, Hofer, Hope, Huffman, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Patterson, Paxton, Sehlbrede, Shurum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Thompson, Wright, Yates, and Young—41.

Nays—Messrs. Barkley, Buckman, Burleigh, Cleeton, Hillegas, Jeffrey, Nealon, Scott, and Tigard—9.

Absent—Messrs. Bridges, Coon, Craig, Davis, Gates, Guild, Myers, Rinearson, Templeton, and Mr. Speaker—10.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 76 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Beach, Blundell, Cardwell, Conn, Curtis, Gates, Paxton, and Smith of Josephine—8.

Nays—Messrs. Baker, Barkley, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cleeton, Cole, Cooper, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Lester, McCracken, McGreer, Mintie, Moorhead, Nealon, Patterson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Thompson, Tigard, Yates, and Young—40.

Absent—Messrs. Coon, Craig, Daly, Guild, Keyt, Long, Lyle, Myers, Rinearson, Templeton, Wright, and Mr. Speaker—12.

So the bill failed to pass.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 13, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that he has signed house joint resolution No. 2 of the seventeenth session.

And the same is herewith returned to you.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 13, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that the senate has concurred in house concurrent resolution No. 29.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

House bill No. 226 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Beach, Blundell, Boothby, Bridges, Burke, Burleigh, Cardwell, Cleeton, Cole, Conn, Cooper, Curtis, Daly, Gates, Gowdy, Gurdane, Hope, Huffman, Keyt, Lester, McGreer, Mintie, Moorhead, Shutrum, Stanley, Smith of Linn, Tigard, and Yates—28.

Nays—Messrs. Baker, Barkley, Buckman, Calvert, David, Davis, Dunn, Hillegas, Jeffrey, McCracken, Myers, Nealon, Patterson, Scott, Sehlbrede, Stewart, Thompson, and Young—18.

Absent—Messrs. Coon, Craig, Guild, Hofer, Long, Lyle, Paxton, Rinearson, Smith of Clackamas, Smith of Polk, Smith of Josephine, Templeton, Wright, and Mr. Speaker—14.

So the bill failed to pass.

House bill No. 75 coming on for third reading, was read third time.

Mr. Yates moved that the bill be indefinitely postponed.

The motion prevailed.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 13, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has adopted house joint resolution No. 10 of the seventeenth biennial session.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

House bill No. 183 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Boothby, Buckman, Burke, Calvert, Cardwell, Cleeton, Cole, Cooper, Curtis, Daly, David, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Keyt, Lester, McCracken, McGreer, Moorhead, Myers, Nealon, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Thompson, Wright, Yates, and Young—38.

Nays—Messrs. Burleigh, Jeffrey, Scott, and Smith of Linn—4.

Absent—Messrs. Beach, Blundell, Bridges, Conn, Coon, Craig, Davis, Gates, Guild, Long, Lyle, Mintie, Patterson, Rinearson, Smith of Josephine, Templeton, Tigard, and Mr. Speaker—18.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 25 coming on for third reading, was read third time.

Mr. Cleeton moved the previous question.

The motion prevailed.

Mr. Smith of Josephine demanded a call of the house.

Mr. Rinearson was granted leave of absence for this afternoon.

The roll was called and all the members were present, except Messrs. Beach, Blundell, Bridges, Conn, Coon, Craig, Davis, Hope, Gates, Guild, Long, Lyle, Mintie, Patterson, Paxton, Rinearson, Smith of Josephine, Templeton, Tigard, and Mr. Speaker.

There being a quorum, Mr. Keyt, moved that further proceedings under call of the house be dispensed with.

The motion prevailed.

House bill No. 25 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Boothby, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, Dunn, Gates, Gurdane, Hillegas, Hofer, Hope, Huffman, Keyt, Lester, Lyle, McGreer, Mintie, Moorhead, Myers, Scott, Shutrum, Smith of Polk, Smith of Linn, Wright, Yates, and Mr. Speaker—35.

Nays—Messrs. Blundell, Bridges, Buckman, David, Gowdy, Guild, Jeffrey, McCracken, Nealon, Patterson, Sehlbrede, Stanley, Stewart, Smith of Clackamas, Smith of Josephine, Thompson, Tigard, and Young—18.

Absent—Messrs. Burke, Conn, Davis, Long, Paxton, Rinearson, and Templeton—7.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 53 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Bridges, Buckman, Burke, Burleigh, Calvert, Cleeton, Cole, Coon, Cooper, Craig, Curtis, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Lyle, Mintie, Moorhead, Nealon, Patterson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Tigard, Wright, Yates, Young, and Mr. Speaker—47.

Nays—Messrs. Boothby, Cardwell, McCracken, Myers, Paxton, and Thompson—6.

Absent—Messrs. Daly, Conn, Guild, Long, McGreer, Rinearson, and Templeton—7.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 13, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 40,—a bill for an act to amend sections 5 and 6 of an act entitled "An act to change in part the compensation and mode of payment thereof to the county clerks, recorders of conveyances, clerks of the circuit courts and county courts of the state, and of the sheriffs of the several counties, to repeal certain provisions of statute providing for the payment of certain fees," etc.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

The hour of 4 o'clock having arrived, house bills Nos. 1, 4, and 304 were taken up.

On motion of Mr. Smith of Polk, speeches were limited to five minutes.

Mr. Cleeton demanded a call of the house.

The roll was called and all the members were present, except Messrs. Conn, Long, Rinearson, Stanley, and Templeton.

On motion of Mr. Jeffrey, further proceedings under call of the house were dispensed with.

Mr. Daly moved that house bill No. 1 be recommitted to the committee on railways and transportation.

Messrs. Moores and Baker demanded the ayes and nays.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Boothby, Conn, Daly, McCracken, Paxton, Smith of Josephine, and Thompson—7.

Nays—Messrs. Baker, Barkley, Beach, Blundell, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Coon, Cooper, Craig, Curtis, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Lyle, McGreer, Mintie, Moorhead, Nealon, Patterson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk,

Smith of Linn, Tigard, Wright, Yates, Young, and Mr. Speaker—48.

Absent—Messrs. Cole, Long, Myers, Rinearson, and Templeton—5.

So the motion to recommit was lost.

The committee on railways and transportation was granted leave to send back to the house house bill No. 72, to take its place with other bills of the same nature without report.

House bill No. 1 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Coon, Cooper, Craig, Curtis, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Tigard, Wright, Yates, Young, and Mr. Speaker—51.

Nays—Messrs. Boothby, Conn, Daly, and Thompson—4.

Absent—Messrs. Cole, Paxton, Rinearson, Smith of Josephine, and Templeton—5.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 13, 1895. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house bill No. 351, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 13, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 13, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed house bill No. 358.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 13, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed house bill No. 130.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

The speaker announced that he was about to sign house bill No. 351 and soon thereafter declared that he had signed the same.

Mr. Long moved that at the opening of the session tomorrow at 2 o'clock p. m., the house go into a committee of the whole on the question of assessment and taxation.

On motion of Mr. Hofer, the rules were suspended and Mr. Gowdy was allowed to introduce house bill No. 361.

Mr. Paxton moved that a special session be held tomorrow evening, beginning at 7:30 o'clock, for the consideration of charter and local bills.

The motion prevailed.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 14, 1895. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house joint resolution No. 10, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.



Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 14, 1895. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house concurrent resolution No. 29, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 14, 1895. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house joint memorial No. 2, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 14, 1895. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house bill No. 169, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

On motion of Mr. Young, the rules were suspended and Mr. Young introduced house bill No. 362.

House bill No. 362. Mr. Young. A bill for an act to provide for the creation of a fund for the maintenance of a state mining and geological bureau for the state of Oregon, and declaring an emergency.

The bill was read first time and passed to second reading without question.

Mr. McCracken moved that the vote by which house bill No. 248 was made a special order at 2 o'clock Friday be reconsidered.

The motion prevailed.

On motion of Mr. McCracken, house bill No. 248 was made a special order for today at 2 o'clock p. m.

Mr. Sehlbrede demanded a call of the house.

The roll was called and all the members were present, except Messrs. Lester, Rinearson, Stewart, and Smith of Josephine.

On motion of Mr. Sehlbrede, further proceedings under call of the house were dispensed with.

House bill No. 304 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Beach, Burke, Cleeton, Cole, Coon, Curtis, Gates, Guild, Hope, Long, Lyle, McCracken, McGreer, Patterson, Tigard, Yates, and Mr. Speaker—17.

Nays—Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Burleigh, Calvert, Cardwell, Conn, Cooper, Craig, Daly, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Huffman, Jeffrey, Keyt, Lester, Mintie, Moorhead, Myers, Nealon, Paxton, Scott, Sehlbrede, Shutrum, Stanley, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Thompson, Wright, and Young—40.

Absent—Messrs. Rinearson, Stewart, and Smith of Josephine—3.

So the bill failed to pass.

Unanimous consent being given, Mr. Baker introduced house joint memorial No. 8.

#### HOUSE JOINT MEMORIAL NO. 8.

*To the Honorable the Senate and House of Representatives of the United States in Congress assembled:* Whereas the source of supply of the wild fowl, such as ducks, geese, and swan, found at certain seasons of the year in the states of Oregon, Washington, Idaho, Nevada, California, and other Pacific states, is from the great breeding grounds situated in the territory of Alaska, at the mouth of the Yukon and Copper rivers, and at or near St. Michaels,

and on the mainland at or nearly opposite Kodiak island and other points; and whereas the eggs of these wild fowl are being gathered and destroyed by companies engaged in the production of albumen, neither producing to our government any revenue, from a commercial standpoint, nor leaving the eggs to hatch and replenish the game supply of the Pacific states, which is fast being depleted under these adverse conditions; and whereas the Hon. John H. Mitchell, United States senator for Oregon, has offered an amendment to the sundry civil appropriation bill, providing for an investigation of the matter, the legislative assembly of the state of Oregon, recognizing the importance of this matter to the Pacific states, does hereby petition your honorable body that the investigation proposed be made at as early a date as possible, and that legislation to that end meet your favorable consideration.

And in duty bound your petitioners will ever pray.

On motion of Mr. Baker, the memorial was adopted.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 13, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 233,—a bill for an act to incorporate the city of Oregon City, and to repeal all acts and parts of acts in conflict therewith.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 14, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that he has signed house bill No. 351.

And the same is herewith returned to you.

WALTER SINCLAIR,  
Chief clerk.

The speaker announced that he was about to sign house joint memorial No. 2, house bill No. 169, house concurrent resolution

No. 29, and house joint resolution No. 10 of the seventeenth session, and soon thereafter declared that he had signed the same.

Unanimous consent being given, Mr. Craig introduced house bill No. 363.

House bill No. 363. Mr. Craig. A bill for an act to prevent livestock from running at large.

The bill was read first time and passed to second reading without question.

Mr. Hofer introduced house resolution No. 39.

#### HOUSE RESOLUTION NO. 39.

Whereas there is no more important subject before this legislature than measures for the permanent improvement of our rivers; and whereas there is in the city a large delegation of prominent business men of Portland and from cities on the Columbia and Willamette rivers; therefore, be it

*Resolved*, That the delegations now in the city in the interest of permanent improvement of Oregon rivers be invited to seats within the bar of this house, and be given an opportunity to be heard on this important subject today.

On motion of Mr. Hofer, the resolution was adopted.

Mr. Hofer presented a petition from Evening Star Grange.

The petition was referred to the delegation from Multnomah county.

Mr. Hofer presented a petition from Surprise Grange.

The petition was referred to the delegation from Marion county.

The joint committee on world's fair reported as follows:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February —, 1895. }

*To the Honorable the Legislative Assembly of the State of Oregon:*

GENTLEMEN: Your committee appointed to investigate the workings of the Oregon world's fair commission, beg to submit for your consideration the following report:

We compared and checked up all the reports, papers, and accounts pertaining to the Oregon world's fair commission and find them correct. Vouchers upon which warrants were drawn, running from No. 1 to No. 299, inclusive, properly sworn to, O. K.'d by the prescribed officials, and audited as per law by the executive committee, accompanied with receipted bills showing for what purpose each warrant was drawn, we find are regular and

correct, showing the following totals: Warrants drawn, forty-two thousand five hundred and fifteen dollars and eighty-five cents; balance, eighteen thousand two hundred and eighty dollars and sixty-nine cents; total, sixty thousand seven hundred and ninety-seven dollars and fifty-four cents. Appropriation by the state, sixty thousand dollars; rebates and sales, seven hundred and ninety-seven dollars and fifty-four cents; total, sixty thousand seven hundred and ninety-seven dollars and fifty-four cents.

From the foregoing it will be seen there is an unexpended balance of eighteen thousand two hundred and eighty dollars and sixty-nine cents in the hands of the state treasurer.

After thoroughly investigating the claim of Mrs. Emma Giltner-White for damages sustained by the breaking of a painting on porcelain while in the hands of the Oregon world's fair commission in Chicago, your committee unanimously recommends that her claim for five hundred dollars be paid.

The reports of the several active commissioners have been carefully prepared and are descriptive of the various departments over which the commissioners had control.

The report of the secretary, C. B. Irvine, is replete with descriptive information and the transactions of the commission, and the report of the general superintendent explains the workings of the several departments of the commission at the Columbian exposition.

Taken as a whole, the reports of the several commissioners and officers are invaluable, being filled with statistical and general information relative to the undeveloped or but partially developed resources and industries of our rich state. Experiences at the world's fair among the people from all lands, who viewed the Oregon exhibits in quest of information on all subjects of interest to the home-hunter, leads to the belief that the succinct information and clear statements of fact contained in these reports would, if properly placed before those dissatisfied people residing in a state of more rigorous climate in less favored regions, prove of untold benefit to the state of Oregon in the acquisition of desirable immigration. We therefore beg to most respectfully recommend that these reports be revised and compiled, and together with historical, statistical, and descriptive information of our state's climate, government, undeveloped wealth, and rich agricultural and horticultural resources and mineral wealth, be published in pamphlet form, interspersed with illustrations of the Oregon exhibits at the world's fair, and at least twenty thousand copies be issued free,—distribution under the direction of the secretary of state,—as an immigrant's guide or handbook of Oregon, to take the place of the book compiled by the state board of agriculture and known as the "Resources of Oregon," which book is out of print.

The publication of such a volume, consisting of about one hundred and forty pages, properly illustrated, containing the revised reports of the several commissioners and officers, together with official information on public lands, cost of government, and like subjects upon which the home-seeker desires to be enlightened, will give the state a much needed official publication that must prove of great service in advertising the resources of the state, and do much good in interesting capital seeking investment and inducing people seeking homes to come to Oregon.

Your committee find that nearly all the states that exhibited their resources have printed for distribution the work done by them, and we believe the state of Oregon should not allow this opportunity to pass, but keep the work done by the commission at the world's Columbian exposition fresh in the minds of the thousands who visited the Oregon exhibits at the world's fair.

Your committee find that much valuable time has been devoted to the work and money expended by the Hon. Geo. T. Myers, as president of the Oregon world's fair commission, in making the exhibits so successful at the world's fair, and, as a mark of esteem for his economy, energy, and honesty, we recommend that a suitable souvenir be presented to the said Myers by authority of this legislative assembly.

Your committee recommend that all articles belonging to the state, returned by the commission, be distributed as recommended in house joint resolution No. 13.

Your committee recommend the adoption of house joint resolution No. 13, and there being no further business pertaining to the work, we respectfully ask to be discharged.

On motion of Mr. Blundell, the report was adopted.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 14, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 110, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 14, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 274, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 14, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 273, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 14, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 140, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 14, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 279, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February —, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 343, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February —, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 225, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—



REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February —, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 159, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February —, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 23, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February —, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 165, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February —, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 93, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February —, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 344, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February —, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 353, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February —, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 185, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February —, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 115, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February —, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 262, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February —, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 310, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
 Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February —, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 182, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHEBREDE,  
 Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February —, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 134, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
 Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February —, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 305, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February —, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 308, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February —, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 266, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February —, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 251, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
 Chairman.

The speaker appointed as committee under house concurrent resolution No. 29, Messrs. Guild, Calvert, and Hillegas.

House bill No. 202 coming on for third reading, was read third time.

Mr. Hofer moved that the bill be indefinitely postponed.

The motion prevailed.

House bill No. 193 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Blundell, Boothby, Bridges, Calvert, Cardwell, Cole, Coon, Cooper, Craig, Curtis, Daly, Davis, Dunn, Gates, Gowdy, Gurdane, Hofer, Hope, Huffman, Jeffrey, Keyt, Lyle, McGreer, Mintie, Moorhead, Myers, Nealon, Paxton, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Wright, Young, and Mr. Speaker—43.

Nays—Mr. Burleigh—1.

Absent—Messrs. Baker, Beach, Buckman, Burke, Cleeton, Conn, David, Guild, Hillegas, Lester, Long, McCracken, Paterson, Rinearson, Smith of Josephine, and Yates—16.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 207 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called, and the vote was:

Those voting aye were—

Messrs. Barkley, Blundell, Boothby, Bridges, Burke, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Davis, Dunn, Gates, Gowdy, Gurdane, Hofer, Hope, Huffman, Jeffrey, Keyt,

Lyle, McCracken, McGreer, Mintie, Moorhead, Paxton, Scott, Sehlbrede, Shutrum, Stewart, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—42.

Nays—Messrs. Burleigh and Daly—2.

Absent—Messrs. Baker, Beach, Buckman, Conn, David, Guild, Hillegas, Lester, Long, Myers, Nealon, Patterson, Rinearson, Stanley, Smith of Clackamas, and Smith of Josephine—16.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Wright moved that the rules be suspended and that senate bill No. 156 be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, Davis, Dunn, Gates, Gowdy, Guild, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Long, Lyle, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Beach, Buckman, Conn, David, Lester, McCracken, Smith of Clackamas, and Smith of Josephine—8.

So the rules were suspended and the bill was read first time by title only.

Mr. Wright moved that the rules be further suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hope, Huffman, Jeffrey, Keyt, Long, Lyle, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Beach, Burke, Conn, David, Hofer, Lester, McCracken, Smith of Clackamas, Smith of Josephine, and Smith of Polk—10.

So the rules were suspended and the bill was read second time by title only.

Mr. Wright moved that the rules be further suspended and

that the bill be considered engrossed, read third time now, and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hope, Huffman, Jeffrey, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Curtis, Hofer, Keyt, Smith of Clackamas, Smith of Josephine, and Smith of Polk—6.

So the rules were suspended and the bill considered engrossed, read third time, and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Daly, David, Davis, Dunn, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—55.

Nays—Mr. Tigard—1.

Absent—Messrs. Curtis, Gates, Smith of Polk, and Smith of Josephine—4.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Unanimous consent being given, Mr. Patterson introduced house bill No. 364.

House bill No. 364. Mr. Patterson. A bill for an act entitled an act to amend sections 2 and 16, and subdivision 2 of section 24 of an act entitled an act to incorporate the town of Burns, filed in the office of the secretary of state February 18, 1891.

The bill was read first time and passed to second reading without question.

Mr. Patterson moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—



Messrs. Baker, Barkley, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Hofer, Hope, Huffman, Jeffrey, Long, Lyle, McCracken, McGreer, Mintie, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Beach, Bridges, Cardwell, Gurdane, Hillegas, Keyt, Lester, Moorhead, Smith of Clackamas, and Smith of Josephine—10.

So the rules were suspended and the bill was read second time by title only.

Mr. Patterson moved that the rules be further suspended and that the bill be considered engrossed, read third time now, and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Boothby, Bridges, Buckman, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hope, Huffman, Jeffrey, Keyt, Long, McCracken, McGreer, Mintie, Myers, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Tigard, Wright, Yates, Young, and Mr. Speaker—43.

Nays—Messrs. Burke, Burleigh, Cleeton, Nealon, and Thompson—5.

Absent—Messrs. Beach, Blundell, Calvert, Cardwell, Conn, Hofer, Lester, Lyle, Moorhead, Smith of Clackamas, Smith of Josephine, and Templeton—12.

So the rules were suspended and the bill considered engrossed, read third time, and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—51.

Nays—Mr. Burleigh—1.

Absent—Messrs. Beach, Burke, Gates, Lyle, Nealon, Scott, Smith of Clackamas, and Smith of Josephine—8.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Wright moved that house bill No. 144 be laid on the table. The motion prevailed.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 14, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that he has signed house joint resolution No. 10 of the seventeenth session. And the same is herewith returned to you.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 14, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that he has signed house joint memorial No. 2.

And the same is herewith returned to you.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 14, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that he has signed house concurrent resolution No. 29.

And the same is herewith returned to you.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 14, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that he has signed house bill No. 169.

And the same is herewith returned to you.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 14, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that the senate has passed senate bill No. 99,—a bill for an act for the relief of Iva Templeton, on account of injuries sustained while traveling on a public highway.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 14, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that the senate has passed senate bill No. 206,—a bill for an act to amend section 3 of an act entitled an act to provide for an additional circuit judge for the third judicial district in the state of Oregon, filed in the office of the secretary of state February 20, 1893, and to amend section 2330 of chapter X of the general laws of Oregon.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

The following message was received from His Excellency, Governor Wm. P. Lord:—

MESSAGE FROM THE GOVERNOR.

STATE OF OREGON, EXECUTIVE DEPARTMENT,  
SALEM, Oregon,  
February 14, 1895. }

*To the Honorable the Speaker of the House:*

I am directed by the governor to inform you that he has approved and signed the following bill: House bill No. 351.

W. S. DUNNIWAY,  
Private secretary.

Mr. Curtis moved that the house take up the fifth order of business.

The motion prevailed.

House bill No. 365 was introduced by Mr. Cleeton.

House bill No. 366 was introduced by Mr. Blundell.

House bill No. 367 was introduced by Mr. Mintie.

House bill No. 368 was introduced by Mr. David, by request.

House bill No. 369 was introduced by Mr. Rinearson, by request.

House bill No. 370 was introduced by Mr. Mintie.

House bill No. 371 was introduced by Mr. Young.

House bill No. 372 was introduced by Mr. McCracken.

House bill No. 354. Mr. Cooper (by request). A bill for an act relating to the boundary line of Benton county, detaching certain territory from Lane and Lincoln counties and attaching the same to Benton county.

The bill was read first time and passed to second reading without question.

Mr. Cooper moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Dalva, David, Davis, Dunn, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Jeffrey, Keyt, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Young, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Beach, Bridges, Gates, Huffman, Lester, Smith of Clackamas, Smith of Josephine, Wright, and Yates—9.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the committee on counties.

House bill No. 355. Mr. Cole. A bill for an act to provide for cities containing a population of more than fifty thousand inhabitants to frame charters for their own government.

The bill was read first time and passed to second reading without question.

House bill No. 356. Mr. Hofer. A bill for an act authorizing the state of Oregon to assume control and let to the lowest responsible bidder the publication of the text-books used in the

common public schools of this state, and the amount to be paid for the manuscripts of said text-books thereof.

The bill was read first time and passed to second reading without question.

House bill No. 357. Mr. Burleigh. A bill for an act to amend section 2813 of Hill's annotated laws of Oregon.

The bill was read first time and passed to second reading without question.

House bill No. 361. Mr. Gowdy. A bill for an act entitled an act to incorporate the city of Dayton, in Yamhill county, Oregon, and to grant, designate, and define the powers thereof, and to repeal an act entitled an act to incorporate the town of Dayton, Oregon, approved October 15, 1880, and all acts or parts of acts in conflict herewith.

The bill was read first time and passed to second reading without question.

Mr. Gowdy moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Nealon, Paxton, Rinearson, Scott, Sehlbrede, Stanley, Stewart, Smith of Clackamas, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, and Mr. Speaker—51.

Nays—Messrs. Jeffrey, Keyt, Shutrum, Smith of Polk, and Young—5.

Absent—Messrs. Beach, Myers, Patterson, and Smith of Josephine—4.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the delegation from Yamhill county.

Mr. Hofer moved that the hour of 2 o'clock p. m. be set for hearing the delegation from the Portland chamber of commerce upon house bill No. 275, and that action upon house bill No. 248, which had been named for that hour, be postponed until after said hearing.

House bill No. 365. Mr. Cleeton. A bill for an act to amend section 415 of Hill's annotated laws of Oregon.

The bill was read first time and passed to second reading without question.

Mr. Cleeton moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stewart, Smith of Polk, Smith of Linn, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—53.

Nays—None.

Absent—Messrs. Baker, Bridges, Gates, Stanley, Smith of Clackamas, Smith of Josephine, and Templeton—7.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the committee on judiciary.

The following message was received from His Excellency, Governor Wm. P. Lord:—

#### MESSAGE FROM THE GOVERNOR.

STATE OF OREGON, EXECUTIVE DEPARTMENT, }  
SALEM, Oregon, }  
February 14, 1895. }

*To the Honorable the Speaker of the House:*

I am directed by the governor to inform you that he has approved and signed the following bill: House bill No. 169.

W. S. DUNIWAY,  
Private secretary.

House bill No. 366. Mr. Blundell. A bill for an act to repeal an act to incorporate the town of Myrtle Creek.

The bill was read first time and passed to second reading without question.

Mr. Blundell moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Baker, Gates, Guild, Nealon, Smith of Clackamas, and Smith of Josephine—6.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the delegation from Douglas county.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 14, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 30,—a bill for an act to amend section 2826 of title VI of chapter XVII of Hill's annotated laws of Oregon, relating to the collection and return of taxes and proceedings connected therewith.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

House bill No. 367. Mr. Mintie. A bill for an act for the purpose of inspecting and regulating the measurement of logs in the state of Oregon.

The bill was read first time and passed to second reading without question.

Mr. Mintie moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Boothby, Bridges, Buckman, Burleigh, Calvert, Cardwell, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Baker, Blundell, Burke, Cleeton, Conn, Rinearson, and Smith of Josephine—6.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the committee on commerce.

House bill No. 368. Mr. David (by request). A bill for an act to amend section 4151 of Hill's annotated laws of Oregon.



The bill was read first time and passed to second reading without question.

House bill No. 373 was introduced by Mr. Keyt.

House bill No. 369. Mr. Rinearson. A bill for an act to provide the number of hours that shall be a day's work on cars on railroads and car lines, and to provide a penalty for the violation thereof.

The bill was read first time and passed to second reading without question.

#### JOINT CONVENTION.

The joint convention of February 14, 1895, was called to order at 12 o'clock m. by the president of the senate, Hon. Joseph Simon.

The chief clerk of the senate called the roll of the senate and all the senators were present, except Senators Carter, Denny, and Huston.

The chief clerk of the house called the roll of the house and all the representatives were present, except Representatives Cooper, Smith of Josephine, and Wright.

The following members were announced as being paired on the vote for United States senator: Carter with Cooper, Denny with Huston, and Smith of Josephine with Wright.

There being no objection, the reading of the journal of the joint convention of Wednesday, the 13th instant, was dispensed with.

The president announced that as no person had received a majority of all the votes cast for United States senator for Oregon in the joint convention of both houses on Wednesday, the 13th instant, there had been no election, and directed the calling of the roll of the joint convention for the purpose of voting for United States senator.

The roll was called and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Beach, Blundell, Bridges, Brownell, Calbreath, Calvert, Cardwell, Cleeton, Conn, Daly, David, Dawson, Gesner, Gowan, Gowdy, Hobson, Long, Maxwell, McCracken, McGinn, McGreer, Mintie, Moorhead, Myers, Patterson of Marion, Paxton, Price, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Stanley, Steiwer, Templeton, Thompson, Woodard; Mr. Speaker, and Mr. President—39.

Those voting for Hon. J. K. Weatherford were: Messrs. Beckley, Butler, Cogswell, McAlister, Raley, Smith of Sherman, and Smith of Clatsop—7.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vanderburg, and Young—10.



Those voting for Hon. Geo. H. Williams were: Messrs. Burke, Cole, Gates, Hofer, Johnson, Keyt, Lester, Lyle, Rinearson, Scott, and Tigard—11.

Those voting for Hon. S. A. Lowell were: Messrs. Alley, Baker, Boothby, Coon, Davis, Guild, Gurdane, Hope, and Patterson of Grant—9.

Those voting for Hon. Wm. P. Lord were: Messrs. Barkley, Craig, Curtis, Dunn, Hillegas, McClung, Smith of Linn, and Yates—8.

Absent—Messrs. Carter, Cooper, Denny, Huston, Smith of Josephine, and Wright—6.

Total number of votes cast—84.

The president announced that as no person had received a majority of all the votes cast there had been no election.

On motion of Representative Curtis, the joint convention adjourned.

On motion of Mr. Long, the house adjourned to 2 o'clock p. m.

R. E. MOODY,  
Chief clerk.

## AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 14, 1895.

The house was called to order at 2 o'clock p. m., pursuant to adjournment, by the speaker.

The roll was called and all the members were present, except Messrs. Baker, Conn, Lyle, Moorhead, and Smith of Josephine.

Mr. Hofer moved that Messrs. Ellis G. Hughes and D. D. Oliphant of Portland be invited to address this house.

The motion prevailed.

The gentlemen proceeded to address the house upon the opening up of the Columbia river at the cascades by building a portage railway, as provided for in house bill No. 275.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 14, 1895.

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 236,—a bill for an act submitting to

the electors of the state of Oregon at the general election to be held on the first Monday in June, 1896, the pending proposed constitutional amendments.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 14, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 105,—a bill for an act to amend section 2160 of Hill's annotated laws of Oregon, as compiled and annotated by William Lair Hill, relating to appeals in criminal actions in justice courts.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

House bill No. 248, which was made a special order for this time, was taken up.

The majority and minority reports were discussed.

Mr. Curtis moved the previous question.

The motion prevailed.

Messrs. Curtis and Lester demanded the ayes and nays upon the motion to adopt the minority report.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Boothby, Bridges, Buckman, Burke, Burleigh, Cleeton, Coon, Cooper, Craig, Curtis, Davis, Gates, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Lyle, Mintie, Nealon, Patterson, Rinearson, Scott, Shutrum, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Tigard, Yates, and Young—37.

Nays—Messrs. Beach, Calvert, Cardwell, Daly, David, Dunn, Gowdy, Long, McCracken, Myers, Paxton, Sehlbrede, Stanley, Templeton, Thompson, and Mr. Speaker—16.

Absent—Messrs. Blundell, Cole, Conn, McGreer, Moorhead, Smith of Josephine, and Wright—7.

So the minority report was adopted.

House bill No. 374 was introduced by Mr. Cooper.

House bill No. 375 was introduced by Mr. Baker.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 14, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that he has appointed Senators Price and Hobson as a committee on the part of the senate under house concurrent resolution No. 29.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 14, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 27,—a bill for an act to authorize attorneys-at-law to take acknowledgments of deeds and administer oaths.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

Mr. Curtis moved that the house take up the ninth order of business.

The motion prevailed.

Senate bill No. 135 was read first time and passed to second reading without question.

Mr. Curtis moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Cooper, Craig, Curtis, Daly, David, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Beach, Bridges, Davis, Jeffrey, Moorhead, Myers, Smith of Clackamas, Smith of Josephine, Smith of Linn, and Wright—10.

So the rules were suspended and the bill was read second time by title only.

Mr. Curtis moved that the rules be further suspended and that the bill be considered engrossed, read third time now, and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Buckman, Burke, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Keyt, Lester, Lyle, McCracken, McGreer, Mintie, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—47.

Nays—Messrs. Burliegh, David, Jeffrey, and Nealon—4.

Absent—Messrs. Beach, Bridges, Moorhead, Myers, Patterson, Smith of Clackamas, Smith of Josephine, and Templeton—9.

So the bill was considered engrossed, read third time, and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Blundell, Bridges, Buckman, Burke, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, Dunn, Gowdy, Guild, Gurdane, Hofer, Hope, Huffman, Keyt, Lester, Lyle, McCracken, McGreer, Mintie, Myers, Paxton, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, and Young—39.

Nays—Messrs. Baker, Barkley, Boothby, Burliegh, Calvert, David, Davis, Hillegas, Jeffrey, Nealon, and Yates—11.

Absent—Messrs. Beach, Gates, Long, Moorhead, Patterson, Rinearson, Smith of Clackamas, Smith of Josephine, Wright, and Mr. Speaker—10.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 141 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Boothby, Buckman, Burliegh, Cole, Cooper, Curtis, Daly, David, Dunn, Gurdane, Hofer, Hope, Huffman, Jeffrey, Keyt, McCracken, McGreer, Mintie, Nealon, Patterson, Stewart, Smith of Polk, Yates, and Young—26.

Nays—Messrs. Blundell, Bridges, Calvert, Cardwell, Conn,

Craig, Davis, Gowdy, Hillegas, Lyle, Scott, Sehlbrede, Shutrum, Stanley, Smith of Linn, Templeton, Thompson, and Tigard —18.

Absent—Messrs. Beach, Burke, Cleeton, Coon, Gates, Guild, Lester, Long, Moorhead, Myers, Paxton, Rinearson, Smith of Clackamas, Smith of Josephine, Wright, and Mr. Speaker—16.

So the bill failed to pass.

House bill No. 370. Mr. Mintie. A bill for an act to provide for the prohibition of the use of narrow tires upon heavy vehicles.

The bill was read first time and passed to second reading without question.

House bill No. 371. Mr. Young. A bill for an act to establish a state mining and geological bureau, and to define its powers and prescribe its duties.

The bill was read first time and passed to second reading without question.

House bill No. 372. Mr. McCracken. A bill for an act appropriating money for the relief of Mrs. Emma Giltner-White, appropriating money for the publication of the reports of the world's fair commissioners and officers, appropriating money for a medal for Hon. Geo. T. Myers, and for the incidental expenses of the commission.

The bill was read first time and passed to second reading without question.

House bill No. 373. Mr. Keyt. A bill for an act to repeal an act entitled an act to promote drainage for agricultural and similar purposes, passed the legislative assembly at its fifteenth regular session, and filed in the office of the secretary of state February 21, 1889.

The bill was read first time and passed to second reading without question.

The committee on counties was granted leave to retire.

House bill No. 374. Mr. Cooper. A bill for an act to amend an act entitled "An act to regulate the salaries of county judges of the state of Oregon," approved February 20, 1885, approved February 21, 1887, approved February 25, 1889, approved February 18, 1891.

The bill was read first time and passed to second reading without question.

Mr. Cleeton moved that house bill No. 309 be made a special order for tomorrow at 10 o'clock a. m.

The motion prevailed.

House bill No. 375. Mr. Baker. A bill for an act to amend section 4220, chapter LXXXIII, title II of Hill's annotated laws of Oregon, relating to measurement of lumber in logs.

The bill was read first time and passed to second reading without question.

Mr. Burleigh was granted leave to withdraw house bill No. 357.  
The speaker called Mr. Hofer to the chair.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 205, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,  
Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 8, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,  
Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 111, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

AMENDMENT.

Insert after the word "sections," in the title of the bill, the number "536."

AMENDMENT.

Change the number of section 1 of the bill to section 2.

AMENDMENT.

Change the number of section 2 of the bill to section 3.

AMENDMENT.

Add a new section to the next after the enacting clause, to be numbered section 1, as follows:

Section 1. That section 536 of Hill's annotated laws of Oregon be and the same hereby is amended so as to read as follows:

Sec. 536. Any party to a judgment or decree, other than a judgment or decree given by confession, or for want of an answer, when the original amount in controversy or the value of the property equals or exceeds the sum of two hundred and fifty dollars, may appeal therefrom; *provided, however*, that when the action, suit, or proceeding involves the title to lands, or the legality of a tax, or an assessment, or the validity of a statute or municipal ordinance, or the construction of the constitution of the United States or of this state, any party may appeal from a judgment or decree given therein without regard to the amount involved.

O. F. PAXTON,  
Chairman.

On motion of Mr. Paxton, the amendments were adopted.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 244, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

## AMENDMENT.

Strike out the words "Multnomah county," in the title of the bill, and insert in lieu thereof the following: "Baker, Clatsop, Coos, Crook, Douglas, Josephine, Malheur, Multnomah, Union, Wasco, and Washington counties."

## AMENDMENT.

Strike out all between the title of the bill and the enacting clause.

## AMENDMENT.

Strike out the word "therefore" from the enacting clause.

## AMENDMENT.

Strike out section 1 of the bill and insert in lieu thereof the following:

Section 1. That the treasurer of the state of Oregon be and is hereby directed and required to credit to Baker county, Oregon, for the delinquent tax of said county, the sum of seven thousand eight hundred and forty-eight dollars and nine cents, and to Clatsop county, Oregon, the sum of six thousand five hundred and sixty-two dollars and ninety-one cents on the tax account of 1891, and three thousand five hundred and seventy-four dollars and thirty-nine cents on the tax account of 1892, and all interest accumulated on said respective sums; and to Coos county, Oregon, the sum of nine hundred and eighty-six dollars and sixty-five cents; and to Crook county the sum of one thousand one hundred and forty-five dollars; and to Douglas county the sum of seven hundred and six dollars and thirty-one cents; and to Josephine county the sum of six thousand one hundred and forty-three dollars and six cents; and to Malheur county the sum of four hundred and seventy-seven dollars and sixty-one cents; and to Multnomah county the sum of fifty-nine thousand five hundred and fifty-eight dollars and thirty-one cents, and any interest accrued thereon, and the further sum of sixty-six thousand nine hundred and sixty-eight dollars and ninety-nine cents and any interest accrued thereon, and the said state treasurer is hereby directed to cancel and satisfy the judgment recovered by the state of Oregon against said Multnomah county in the circuit court of the state of Oregon for the county of Multnomah for said last named sum; and said state treasurer is also directed and required to credit to Union county the sum of nine thousand six hundred and ninety-four dollars and thirty-three cents; and to Wasco county the sum of four thousand and thirteen dollars and



ninety-four cents; and to Washington county the sum of six thousand nine hundred and ninety-eight dollars and thirty-three cents.

AMENDMENT.

Add to the bill a new section, to be numbered section 2, as follows:

Section 2. Inasmuch as there are serious disputes and expense of litigation pending with reference to the claims of the state against the various counties named in this act for the amounts of money which the treasurer is hereby directed to credit to said counties, and said disputes and litigation impede the public business, an emergency exists, and this act shall take effect and be in force from and after its approval by the governor.

O. F. PAXTON,  
Chairman.

On motion of Mr. Paxton, the amendments were adopted.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 13, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 295, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,  
Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 13, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 277, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

## AMENDMENT.

Add to the title of the bill: "and to provide what shall be a sufficient acknowledgment of instruments executed by corporations."

## AMENDMENT.

Add to the bill a new section, to be numbered section 4, as follows:

Section 4. Any instruments of writing, executed by a corporation, may be acknowledged by the president, secretary, or other officer executing the same on behalf of the corporation, and an acknowledgment in substantially the following form shall be sufficient:

STATE OF OREGON, }  
County of ———. } ss.

This is to certify that on this ——— day of ———, 189—, before me, the undersigned, a ——— in and for the county and state aforesaid, personally appeared the within named ———, to me known to be the ——— of the corporation which executed the foregoing instrument of writing, and acknowledged to me that he executed the same as the act and deed of said corporation.

In witness whereof, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

O. F. PAXTON,  
Chairman.

On motion of Mr. Barkley, the amendments were adopted.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 342, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,  
Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 13, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 87, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:

AMENDMENT.

Insert after the word "execution," in line seven of section 1 of the bill, the following: "any other lien claimant, a party to the suit, or the purchaser."

O. F. PAXTON,  
Chairman.

On motion of Mr. Barkley, the amendment was adopted.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 13, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 56, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:

AMENDMENT.

Strike out the words "one year," in fifth line from the end of the bill, and insert in lieu thereof "six months."

O. F. PAXTON,  
Chairman.

On motion of Mr. Barkley, the amendment was adopted.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 13, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 50, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,  
 Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES. }  
 SALEM, Oregon, }  
 February 13, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 229, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it be referred to the delegation from Multnomah county.

O. F. PAXTON,  
 Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 13, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 282, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,  
 Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 224, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

AMENDMENT.

Strike out the words "county recorder's," in the second line of the title of the bill, and insert in lieu thereof the words "recorder of conveyances."

AMENDMENT.

Strike out the words "county recorder," in line three of section 1, and insert in lieu thereof "recorder of conveyances."

AMENDMENT.

Strike out the words "county recorder," in lines three and four of section 1, and insert in lieu thereof the words "recorder of conveyances."

AMENDMENT.

Strike out all of section 2 of the bill after the first line thereof.  
O. F. PAXTON,  
Chairman.

On motion of Mr. Paxton, the amendments were adopted.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 123, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it be referred to the delegation from Multnomah county.

O. F. PAXTON,  
Chairman.

On motion of Mr. Paxton, the amendment [report] was adopted.  
Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1895. }

*Mr. Speaker :*

Your committee on judiciary, to whom was referred house bill No. 314, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,  
Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1895. }

*Mr. Speaker :*

Your committee on judiciary, to whom was referred house bill No. 346, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,  
Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1895. }

*Mr. Speaker :*

Your committee on judiciary, to whom was referred house bill No. 26, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,  
Chairman.

The report was adopted.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 67, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it be referred to the committee on assessment and taxation.

O. F. PAXTON,  
Chairman.

On motion of Mr. Paxton, the report was adopted.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 371, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

AMENDMENT.

In blank space in line four, section 1 of the printed bill, insert the words "fifteen hundred."

AMENDMENT.

Strike out the word "includes" in line one, section 2 of the printed bill, and insert in lieu thereof the words "shall be construed to mean."

AMENDMENT.

In section 14, line two, strike out the word "five," and insert in lieu thereof the word "two."

O. F. PAXTON,  
Chairman.

On motion of Mr. Conn, the amendments were adopted.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 14, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred senate bill No. 5, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,  
Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house joint resolution No. 8, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

O. F. PAXTON,  
Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house joint resolution No. 4, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it be not adopted.

O. F. PAXTON,  
Chairman.



Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 232, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it be referred to the committee on assessment and taxation.

O. F. PAXTON,  
Chairman.

On motion of Mr. Paxton, the report was adopted.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house joint resolution No. 7, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

O. F. PAXTON,  
Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 334, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,  
Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 281, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,  
Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 114, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

AMENDMENT.

Strike out the words "or imprisonment in the penitentiary for life," in lines six and seven of section 2 of the bill.

AMENDMENT.

Insert after the word "satisfied," in the next to the last line of section 2 of the bill, the following: "upon an examination of the whole record."

O. F. PAXTON,  
Chairman.

On motion of Mr. Paxton, the amendments were adopted.  
Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 335, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,  
Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 118, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

O. F. PAXTON,  
Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT. ,

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 184, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:

AMENDMENT.

Amend section 1 of the bill by striking out all after the word "provided," in line thirteen, and insert in lieu thereof the following: "that in each of the counties having more than ten

thousand population according to the last official United States census taken therein, there shall not be appointed more than one notary public for each one thousand of such population, or fraction thereof, exceeding one half, according to such official census."

O. F. PAXTON,  
Chairman.

On motion of Mr. Paxton, the report was adopted.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 257, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,  
Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house joint resolution No. 5, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it be not adopted.

O. F. PAXTON,  
Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill

No. 300, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,  
Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon,  
February 13, 1895. }

*Mr. Speaker :*

Your committee on judiciary, to whom was referred house bill No. 129, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

O. F. PAXTON,  
Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon,  
February 13, 1895. }

*Mr. Speaker :*

Your committee on judiciary, to whom was referred senate bill No. 42, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,  
Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon,  
February 13, 1895. }

*Mr. Speaker :*

Your committee on judiciary, to whom was referred senate bill No. 33, beg leave to report that we have had the same under

consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,  
Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1895. }

*Mr. Speaker :*

Your committee on judiciary, to whom was referred senate bill No. 112, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,  
Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1895. }

*Mr. Speaker :*

Your committee on judiciary, to whom was referred senate bill No. 24, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:

AMENDMENT.

Strike out the words "one year," in line nine, of section 1 of the bill, and insert in lieu thereof the words "six months."

O. F. PAXTON,  
Chairman.

On motion of Mr. Paxton, the amendment was adopted.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred senate bill No. 166, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,  
Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred senate bill No. 28, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,  
Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred senate bill No. 31, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:

AMENDMENT.

Insert after the words "section 1" the following: "That section 159 (157) of title XV of chapter I of the code of civil procedure be amended so as to read as follows: Section 159 (157)."

O. F. PAXTON,  
Chairman.

On motion of Mr. Paxton, the report was adopted.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 14, 1895. }

*Mr. Speaker :*

Your committee on judiciary, to whom was referred house bill No. 30, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:

AMENDMEN'T.

Strike out all after the enacting clause and insert in lieu thereof the following:

Section 1. Hereafter all criminal prosecutions commenced before a justice of the peace shall be brought before the justice of the district in which the offense is committed; or if there be no justice in such district, then before the nearest justice of the peace.

O. F. PAXTON,  
Chairman.

On motion of Mr. Paxton, the amendment was adopted.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 14, 1895. }

*Mr. Speaker :*

Your committee on judiciary, to whom was referred house bill No. 352, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,  
Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—



REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 349, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

O. F. PAXTON,  
Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February —, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 330, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,  
Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 48, beg leave to report that we have had the same under consideration, and respectfully report that we have examined the same with reference to its constitutionality, and report that, in the opinion of the committee, there is no constitutional objection to the enactment of such a law.

O. F. PAXTON,  
Chairman.

Mr. Daly, chairman of the committee on salary of state and county officers, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February —, 1895. }

*Mr. Speaker:*

Your committee on salary of state and county officers, to whom was referred house bill No. 92, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

## AMENDMENT.

In line thirteen, after the words "Clatsop county," strike out "seven hundred and fifty dollars," and insert in lieu thereof "nine hundred dollars."

## AMENDMENT.

In line twenty, after "Linn county, one thousand dollars," insert "Lincoln county, four hundred dollars."

## AMENDMENT.

In line twenty-five, after the words "Wasco county," strike out "five hundred dollars" and insert in lieu thereof "eight hundred dollars."

## AMENDMENT.

In line twenty-one, after the words "Malheur county," strike out "four hundred dollars" and insert in lieu thereof "six hundred dollars."

## AMENDMENT.

In line twenty-three, after the words "Sherman county," strike out "one hundred dollars" and insert "three hundred dollars."

## AMENDMENT.

In line thirteen, after the words "Clackamas county," strike out "eight hundred dollars" and insert "one thousand dollars."

## AMENDMENT.

In line fourteen, after the words "Columbia county," strike out "three hundred and fifty dollars" and insert five hundred dollars."

AMENDMENT.

In line three, after the words "of this state," insert the words "and judge of Lincoln county."

AMENDMENT.

In line twenty-seven, after the words "Yamhill county, six hundred dollars," insert the words "and county judge of Lincoln county, six hundred dollars."

JOHN D. DALY,  
Chairman.

On motion of Mr. Barkley, the amendments were adopted.

Mr. Daly, chairman of the committee on salary of state and county officers, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 12, 1895. }

*Mr. Speaker:*

Your committee on salary of state and county officers, to whom was referred house bill No. 66, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

AMENDMENT.

That all after the word and figure "section 1" be stricken out, and the following inserted in lieu thereof: "The governor of this state shall receive a salary of five thousand dollars per annum, payable monthly. Each of the judges of the supreme court shall receive a salary of four thousand dollars per annum, payable monthly; and the secretary of state is hereby directed to draw his warrant upon the state treasurer, monthly, in favor of the governor and each of the supreme judges for the amounts due them according to the provisions of this act."

AMENDMENT.

That the words "provided the pay of such help shall be reasonable and shall not be more than the customary wages for like work" in section 2 be stricken out.

AMENDMENT.

That all of section 3 be stricken out.

## AMENDMENT.

That all of section 6, after the word "six" be stricken out, and the following inserted in lieu thereof: "That inasmuch as the salary of the governor and the judges of the supreme court is an inadequate compensation for the laborious duties devolving upon them by the constitution and laws of the state, an emergency exists, this act shall be in full force and effect after its passage and approval by the governor."

JOHN D. DALY,  
Chairman.

Mr. Daly, chairman of the committee on salary of state and county officers, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 12, 1895. }

*Mr. Speaker:*

Your committee on salary of state and county officers, to whom was referred house bill No. 160, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it be referred to the delegation from Baker and Morrow counties, as the bill is local in its nature.

JOHN D. DALY,  
Chairman.

Mr. Daly, chairman of the committee on salary of state and county officers, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February —, 1895. }

*Mr. Speaker:*

Your committee on salary of state and county officers, to whom was referred house bill No. 263, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

## AMENDMENT.

Amend section 2338 by inserting after the word "dollars," in line two of said section, the words "and shall be allowed one

deputy at a salary not to exceed seven hundred and fifty dollars."

AMENDMENT.

Amend by striking out the word "shall," in line four of said section, and insert after the word "case," in said line four of said section, the words "shall the clerk or his deputy."

JOHN D. DALY,  
Chairman.

Mr. Daly, chairman of the committee on salary of state and county officers, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February —, 1895. }

*Mr. Speaker:*

Your committee on salary of state and county officers, to whom was referred house bill No. 151, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

AMENDMENT.

In the title of the bill strike out the word "and" before the word "Morrow," and after the word "Morrow" insert "Wasco and Clackamas, and sheriff and deputy for Clackamas, and sheriff and deputy for Tillamook."

AMENDMENT.

After the words "for Morrow county seventy-five dollars per month," insert "for Wasco county eighty dollars per month; and for sheriff of Clackamas county twenty-five hundred dollars per annum, and for deputy sheriff of Clackamas county nine hundred dollars per annum; and for sheriff of Tillamook county sixteen hundred dollars per annum, and for deputy sheriff for Tillamook county eight hundred dollars per annum."

JOHN D. DALY,  
Chairman.

Mr. Daly, chairman of the committee on salary of state and county officers, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February —, 1895. }

*Mr. Speaker:*

Your committee on salary of state and county officers, to whom was referred house bill No. 14, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

## AMENDMENT.

In section 1, line three of printed bill, after the words "ten cents a mile," insert "for miles actually traveled."

## AMENDMENT.

In section 1, lines five and six of printed bill, strike out the words "and shall be retained by him."

## AMENDMENT.

In section 1, line five, after the word "officer," insert: "*provided*, the provisions of this act shall not apply to Multnomah county."

## AMENDMENT.

That section 1 be amended by adding after the words "incurred by such officer," the words: "the sheriffs of the several counties shall be responsible for the acts of their deputies, and such sheriff may require a bond from his deputy in a penal sum not greater than half the penal sum of his own bond, and such bond shall be retained by him for his own protection; and the appointment of each of the deputies must be in writing and is revocable at the pleasure of the sheriff. And all such appointments and revocations shall be filed with the county court of this county. And on the first Monday of each and every month each of said sheriffs shall file with the county court of his county a statement which shall set forth that he actually had such deputy (if any he had) employed the preceding month; and on the first Monday of each month each of the county clerks shall draw a warrant on the treasurer of his county in favor of said officers, or his deputy, for the amount of salary due for the preceding month, and said warrant shall be paid out of the general fund of the county by the county treasurer on presentation thereof."

JOHN D. DALY,  
Chairman.

On motion of Mr. Barkley, the amendments were adopted.  
Mr. McCracken, chairman of the committee on commerce, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1895. }

*Mr. Speaker:*

Your committee on commerce, to whom was referred house bill No. 258, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

AMENDMENT.

That the words "section 4 and" be stricken out of line one in section 1.

AMENDMENT.

That section 4 be omitted entirely.

AMENDMENT.

Insert the word "one" instead of the word "three" in line fifteen of section 6.

J. McCRAKEN,  
Chairman.

On motion of Mr. McCracken, the amendments were adopted.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
SALEM, Oregon, }  
February 14, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 207,—a bill for an act to regulate the construction and management of buildings used for public meetings, not within the limits of incorporated cities and towns.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 14, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 289, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 14, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 339, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 14, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 384, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

House bill No. 376 was introduced by Mr. Sehlbrede.

House bill No. 376. Mr. Sehlbrede. A bill for an act to pro-



vide for an additional circuit judge for the second judicial district.

The bill was read first time and passed to second reading without question.

The house took up the third reading of bills.

House bill No. 241 was read third time, but rollcall on its final passage revealed no quorum.

Messrs. Bridges and Barkley demanded a call of the house.

The roll was called and all the members were present, except Messrs. Cardwell, Conn, Curtis, Gates, Guild, Hillegas, Hope, Jeffrey, Long, McCracken, McGreer, Myers, Patterson, Paxton, Rinearson, Shutrum, Stanley, Smith of Clackamas, Smith of Josephine, and Templeton.

Mr. Barkley moved that further proceedings under call of the house be dispensed with.

The motion prevailed.

On motion of Mr. Baker, the house adjourned.

R. E. MOODY,  
Chief clerk.

FRIDAY, FEBRUARY 15, 1895.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 15, 1895. }

The house was called to order at 9:30 o'clock a. m. by the speaker.

The session was opened with prayer by Rev. G. W. Grannis of Salem.

The roll was called and all the members were present, except Messrs. Baker, Dunn, Guild, Paxton, Smith of Josephine, Wright, and Yates.

On motion of Mr. Bridges, the reading of the journal of Thursday was dispensed with.

Mr. Hofer, chairman of the committee on revision and correction of journal, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 15, 1895. }

*Mr. Speaker :*

Your committee on revision and correction of journal, to whom

was referred the journal of February 13th, beg leave to report that we have had the same under consideration, and respectfully report back to the house that we have examined the same and find it correct.

E. HOFER,  
Chairman.

On motion of Mr. Hofer, the report was adopted.

The speaker called Mr. Barkley to the chair.

Unanimous consent being given, Mr. McGreer introduced house resolution No. 40.

#### HOUSE RESOLUTION NO. 40.

Whereas there is a large amount of work on the chief clerk's desk, and as our time is limited;

*Resolved*, That the speaker is authorized to appoint at once an additional reading clerk for the remainder of the session.

The resolution was referred to the committee on resolutions.

Mr. Bridges demanded a call of the house.

The roll was called and all the members were present, except Messrs. Baker, Conn, Guild, Gurdane, Jeffrey, Lester, Long, Rinearson, Wright, and Yates.

Mr. Smith of Clackamas was granted leave of absence for two days.

On motion of Mr. Smtth of Josephine, further proceedings under call of the house were dispensed with.

House bill No. 241 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Bridges, Cleeton, Curtis, Hope, Mintie, Moorhead, Paxton, Rinearson, and Yates—9.

Nays—Messrs. Baker, Barkley, Beach, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Conn, Cooper, Craig, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Huffman, Jeffrey, Keyt, Lester, Lyle, McCracken, McGreer, Nealon, Scott, Sehlbrede, Shutrum, Smith of Josephine, Smith of Linn, Smith of Polk, Stanley, Thompson, Tigard, and Young—41.

Absent—Messrs. Cole, Coon, Daly, Long, Myers, Patterson, Smith of Clackamas, Templeton, Wright, and Mr. Speaker—10.

So the bill failed to pass.

House bill No. 171 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Blundell, Bridges, Buckman, Cardwell, Cleeton, Curtis, Gates, Lester, Lyle, Mintie, Myers, Paxton, Rinearson, Scott, Smith of Linn, Tigard, Wright, and Yates—18.

Nays—Messrs. Baker, Barkley, Boothby, Burleigh, Calvert, Conn, Cooper, Craig, David, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, McCracken, McGreer, Moorhead, Nealon, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Thompson, and Young—29.

Absent—Messrs. Beach, Burke, Cole, Coon, Daly, Davis, Guild, Long, Patterson, Sehlbrede, Smith of Clackamas, Templeton, and Mr. Speaker—13.

So the bill failed to pass.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 15, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed house bill No. 364.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 15, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 309, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 13, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 327, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,  
 Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 13, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred senate bill No. 2, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,  
 Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 13, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred senate bill No. 74, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,  
 Chairman.

Mr. Young moved that the house take up the eleventh order of business.

The motion was lost.

House bill No. 223 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Blundell, Boothby, Cleeton, Coon, David, Dunn, Huffman, McGreer, Mintie, Moorhead, Myers, Patterson, Paxton, Stanley, Smith of Polk, Thompson, and Young—18.

Nays—Messrs. Baker, Bridges, Buckman, Burleigh, Calvert, Cole, Cooper, Craig, Curtis, Gowdy, Gurdane, Hillegas, Hope, Jeffrey, Keyt, Nealon, Rinearson, Scott, Shutrum, Stewart, Smith of Linn, Tigard, and Yates—23.

Absent—Messrs. Beach, Burke, Cardwell, Conn, Daly, Davis, Gates, Guild, Hofer, Lester, Long, Lyle, McCracken, Sehlbrede, Smith of Clackamas, Smith of Josephine, Templeton, Wright, and Mr Speaker—19.

So the bill failed to pass.

Mr. Paxton demanded a call of the house.

The roll was called and all the members were present, except Messrs. Beach, Burke, Cole, Conn, Curtis, Daly, Davis, Gates, Jeffrey, Long, Lyle, McCracken, Sehlbrede, Smith of Clackamas, and Mr. Speaker.

On motion of Mr. Smith of Josephine, a quorum being present, proceedings under call of the house were dispensed with.

House bill No. 43 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Craig, Curtis, David, Gates, Gurdane, Hillegas, Hope, Lester, Lyle, Mintie, Myers, Patterson, Rinearson, Smith of Clackamas, Tigard, Wright, Yates, and Young—31.

Nays—Messrs. Blundell, Bridges, Dunn, Gowdy, Hofer, Huffman, Jeffrey, Keyt, McGreer, Moorhead, Nealon, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Thompson, and Mr. Speaker—20.

Absent—Messrs. Cooper, Daly, Davis, Guild, Long, McCracken, Paxton, Smith of Linn, and Templeton—9.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Long, chairman of the committee on resolutions, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 14, 1895,

*Mr. Speaker:*

Your committee on resolutions, to whom was referred house concurrent resolution No. 23, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it be adopted.

J. M. LONG,  
Chairman.

Mr. Hillegas moved to indefinitely postpone the resolution.

Messrs. Bridges and Craig demanded the ayes and nays on the motion.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Beach, Blundell, Boothby, Bridges, Cleeton, Cooper, Davis, Dunn, Gowdy, Gurdane, Hillegas, Keyt, Mintie, Moorhead, Patterson, Sehlbrede, Shutrum, Stewart, Smith of Polk, Templeton, and Yates—22.

Nays—Messrs. Barkley, Buckman, Burke, Burleigh, Calvert, Cardwell, Conn, Craig, Curtis, David, Gates, Hofer, Hope, Huffman, Jeffrey, McGreer, Myers, Nealon, Scott, Smith of Linn, Tigard, Young, and Mr. Speaker—23.

Absent—Messrs. Cole, Coon, Daly, Guild, Lester, Long, Lyle, McCracken, Paxton, Rinearson, Stanley, Smith of Clackamas, Smith of Josephine, Thompson, and Wright—15.

So the motion to indefinitely postpone was lost.

Mr. Sehlbrede moved to amend the resolution by including the state reform school.

The amendment was accepted by Mr. Craig.

House bill No. 278 was, on motion of Mr. Beach, made a special order for 2 o'clock p. m. today.

House bill No. 309 was taken up under special order.

Mr. Cleeton was granted unanimous consent to insert the word "physiology" in line one hundred and one of printed bill, after the words "United States history," and in line one hundred and eleven of printed bill change "second" to "same."

House bill No. 309 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole,

Conn, Coon, Cooper, Craig, Curtis, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, and Young—53.

Nays—None.

Absent—Messrs. Daly, Lyle, Myers, Smith of Clackamas, Wright, Yates, and Mr. Speaker—7.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Long, chairman of the committee on resolutions, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 14, 1895. }

*Mr. Speaker:*

Your committee on resolutions, to whom was referred house concurrent resolution No. 24, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it be adopted.

J. M. LONG,  
Chairman.

On motion of Mr. Craig, house concurrent resolution No. 24 was made a special order for Monday at 2 o'clock p. m., with house resolution No. 23 and amendments.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 15, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed house bill No. 2 with the following amendments:

AMENDMENT.

In lines eight and nine, section 3, engrossed bill, strike out the words "three hundred dollars" and insert the words "seventy-five dollars per month."

## AMENDMENT.

In the last line of section 10, engrossed bill, strike out the words "so as to read as follows."

## AMENDMENT.

In lines four and five, section 13, engrossed bill, strike out the words "six thousand dollars," and insert the words "four thousand five hundred dollars."

## AMENDMENT.

In line seven of same section, engrossed bill, strike out the words "six thousand dollars" and insert the words "four thousand five hundred dollars."

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

On motion of Mr. Hofer, the amendments were concurred in.

House bill No. 321 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were —

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Calvert, Cardwell, Cole, Conn, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Smith of Polk, Thompson, Wright, Young, and Mr. Speaker — 38.

Nays — Messrs. Burke, Burleigh, Coon, Gates, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Nealon, Smith of Linn, and Tigard — 15.

Absent — Messrs. Cleeton, Lyle, Stewart, Smith of Clackamas, Smith of Josephine, Templeton, and Yates — 7.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Long, chairman of the committee on resolutions, submitted the following report:—



## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 15, 1895. }

*Mr. Speaker:*

Your committee on resolutions, to whom was referred house joint memorial No. 7, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it be adopted.

J. M. LONG,  
 Chairman.

On motion of Mr. Conn, the report was adopted.

House bill No. 356 coming on for second reading, was read second time.

The bill was referred to the committee on education.

House bill No. 377. Mr. Sehlbrede (by request). A bill for an act for the relief of C. F. Cathcart, sheriff of Douglas county.

The bill was read first time and passed to second reading without question.

House bill No. 378. Mr. Sehlbrede. A bill for an act to require contractors for the construction of public buildings to give bonds to protect laborers and material men.

The bill was read first time and passed to second reading without question.

## JOINT CONVENTION.

The joint convention of February 15, 1895, was called to order at 12 o'clock m. by the president of the senate, Hon. Joseph Simon.

The chief clerk of the senate called the roll of the senate and all the senators were present.

The chief clerk of the house called the roll of the house and all the representatives were present, except Representatives Rinearson and Smith of Clackamas.

Representatives Rinearson and Smith of Clackamas were announced as being paired on the vote for United States senator.

There being no objection, the reading of the journal of the joint convention of Thursday, the 14th instant, was dispensed with.

The president announced that as no person had received a majority of all the votes cast for United States senator for Oregon in the joint convention of both houses on Thursday, the 14th instant, there had been no election, and directed the calling of the roll of the joint convention for the purpose of voting for United States senator.

The roll was called and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Beach, Blundell, Bridges, Brownell, Calbreath, Calvert, Cardwell, Carter, Cleeton, Conn, Daly, David, Dawson, Denny, Gesner, Gowan, Gowdy, Hobson, Long, Maxwell, McCracken, McGinn, McGreer, Mintie, Moorhead, Myers, Patterson of Marion, Paxton, Price, Sehlbrede, Shutrum, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Templeton, Thompson, Woodard, Mr. Speaker, and Mr. President—41.

Those voting for Hon. J. K. Weatherford were: Mr. Raley—1.

Those voting for Hon. J. H. Raley were: Messrs. Beckley, Butler, Cogswell, Huston, McAlister, Smith of Sherman, and Smith of Clatsop—7.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vanderburg, and Young—10.

Those voting for Hon. Geo. H. Williams were: Messrs. Burke, Cooper, Gates, Johnson, Keyt, Lester, Lyle, Scott, Tigard, and Wright—10.

Those voting for Hon. S. A. Lowell were: Messrs. Alley, Baker, Boothby, Cole, Coon, Curtis, Davis, Guild, Gurdane, Hofer, Hope, and Patterson of Grant—12.

Those voting for Hon. Wm. P. Lord were: Messrs. Barkley, Craig, Dunn, Hillegas, McClung, Smith of Linn, and Yates—7.

Absent—Messrs. Rinearson and Smith of Clackamas—2.

Total number of votes cast—88.

The president announced that as no person had received a majority of all the votes cast there had been no election.

On motion of Senator Brownell, the joint convention adjourned.

On motion of Mr. Long, the house adjourned to 2 o'clock p. m.

R. E. MOODY,  
Chief clerk.

---

## AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 15, 1895. }

The house was called to order at 2 o'clock p. m., pursuant to adjournment, by the speaker.

The roll was called and all the members were present, except Messrs. Burke, Cleeton, Guild, Gurdane, Hofer, Lester, McCracken, Mintie, Myers, Rinearson, Stewart, and Yates.

Mr. Paxton moved that the house now resolve itself into a committee of the whole on the matter of assessment and taxation.

The motion prevailed.

Mr. Daly was granted leave to withdraw temporarily house bill No. 66.

Mr. Craig was granted leave to withdraw house bill No. 118.

The house then resolved itself into the committee of the whole.

The speaker called Mr. Paxton to the chair, who acted as chairman of the committee of the whole.

The committee of the whole arose, and Speaker Moores resumed the chair.

Mr. Paxton, chairman of the committee of the whole made the following report, which was adopted and ordered printed:—

#### REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 15, 1895.

*Mr. Speaker:*

Your committee of the whole house, to whom was referred house bill No. 15, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

#### AMENDMENT.

That each of said sections, after section 9, be numbered consecutively in the bill to the end thereof.

#### AMENDMENT.

Amend section 3 by inserting after the word "include," in line two of the printed bill, the following words: "all kinds of property not defined by this act to be real property."

#### AMENDMENT.

Amend by inserting after the word "it," in line two of section 3 of the printed bill, the word "including."

#### AMENDMENT.

Amend section 4 by inserting after the word "mean," in line 14 of the printed bill, the words "clerk or county clerk."

## AMENDMENT.

After the words "United States," in line one of section 5, amend by inserting the following words: "or exempted by the laws of the United States."

## AMENDMENT.

Amend section 5 in line five of the printed bill, after the word "burial," insert the words "when the said land is actually platted and dedicated for cemetery purposes as provided by law."

## AMENDMENT.

Amend section 5 by adding thereto the words: "Each householder having given in all his household furniture for assessment and taxation shall be entitled to an exemption out of such household furniture to an amount up to the value of three hundred dollars thereof."

## AMENDMENT.

Amend section 7, in line two, by inserting after the word "the" the word "first," and after the word "of," in the same line, insert the word "March."

## AMENDMENT.

Amend section 8 by inserting after the word "of" the word "March," and after the word "the," in the same line, insert the word "first," and after the word "of," in the same line, insert the word "August."

## AMENDMENT.

After the word "the" in line four of section 8, insert the word "first," and after the word "of" in line four the word "March," and after the second word "the" in line four the word "first," and after the second word "of" in line four the word "August."

## AMENDMENT.

Insert after the word "the" in line five the word "on," and after the word "of" in same line the word "March."

## AMENDMENT.

Amend section 8 after the word "assessor," in line six, by adding the words "or county court," and amend said line further by

striking out the words "is held" and inserting in lieu thereof "has paid."

**AMENDMENT.**

Strike out the word "not," in line seven, and strike out in line eight, printed bill, the words "again assessed," and insert in lieu thereof the words "released from such assessment."

**AMENDMENT.**

Insert in line two, section 9 of the printed bill, after the word "moneys," the word "bonds."

**AMENDMENT.**

After the word "royalties" in line four, insert the word "annuities."

**AMENDMENT.**

Amend by inserting after the word "moneys," in line five, the words "and other personal property invested, loaned, or controlled by him and all moneys, checks, or drafts."

**AMENDMENT.**

Amend said section 9 after the word "court," in line sixteen, by adding the following: "and all property in transit to or from this state and property in the possession of or under the control of or held for same by any person, firm, corporation, warehouseman, agent, factor, or representative."

**AMENDMENT.**

Amend section 11 by inserting after the word "are," in line ten, the word "usually."

**AMENDMENT.**

Amend section 17 by inserting after the word "shall," in line one, the words "under direction of the said board of equalization."

**AMENDMENT.**

Amend section 18 by striking out, in line eleven, the words "hogs of all ages," and insert in lieu thereof the words "over six months of age."

## AMENDMENT.

Amend said section, in line twenty-one, by striking out the word "and," after the word "royalties," and insert in lieu thereof the word "annuties."

## AMENDMENT.

Insert after the word "rights," in line twenty-one, the words "the franchies, and the description and value thereof."

## AMENDMENT.

Amend line twenty-two, after the word "barges," by striking out the word "etc.," and insert in lieu thereof the words "and other water craft."

## AMENDMENT.

Amend said section by inserting after the word "merchandise," the words "which said person is required to list as a "merchant."

## AMENDMENT.

Amend said section by inserting after the word "articles," in line twenty-four, the words "which said person is required to list as a manufacturer."

## AMENDMENT.

Strike out all of line thirty-three after the word "twenty-four," and insert in lieu thereof the following words: "all property in the possession of or under the control of the pawnbrokers, and the value thereof."

## AMENDMENT.

Amend section 20 by inserting after the word "state," where it appears the second time in line five, the words: "or any person who owns or has in his possession, or subject to his control, any goods, merchandise, grain, or produce, or any kind of other personal property within this state with authority to sell the same which has been purchased either in or out of the state with a view of being sold at an advanced price or profit, or which has been consigned to him from any place out of this state for the purpose of being sold at any place within this state."

RULES FOR LISTING AND VALUING THE PROPERTY AND BUSINESS  
OF BANKERS, BROKERS, AND STOCK JOBBERS.

Section 22. Every bank, (other than a national bank,) banker, broker, or stock jobber shall, at the time fixed by this act for list-

ing personal property, make out and furnish the assessor a sworn statement showing,—

*First*—The amount of money on hand or in transit.

*Second*—The amount of funds in the hands of other banks, bankers, brokers, or others subject to draft.

*Third*—The amount of checks or other cash items, the amount thereof not included in either of the preceding items.

*Fourth*—The amount of bills receivable, discounted, or purchased, and other credits due or to become due, including accounts receivable, and interest accrued but not due, and interest due and unpaid.

*Fifth*—The amount of bonds and stocks of every kind, and shares of capital stock or joint stock of other companies or corporations held as an investment, or any way representing assets.

*Sixth*—All other property appertaining to said business other than real estate (which real estate shall be listed and assessed as other real estate is listed and assessed under this act.)

*Seventh*—The amount of all deposits made with them by other parties.

*Eighth*—The amount of all accounts payable, other than current deposit accounts.

*Ninth*—The amount of bonds or other securities exempt by law from taxation, specifying the amount and kind of each, the same being included in the preceding fifth item.

The aggregate amount of the first, second, and third items in said statement shall be listed as moneys. The amount of the sixth item shall be listed the same as other similar personal property is listed under this act. The aggregate amount of the seventh and eighth items shall be deducted from the aggregate amount of the fourth item of said statement, and the amount of the remainder, if any, shall be listed as credits. The aggregate amount of the ninth item shall be deducted from the aggregate amount of the fifth item of such statement, and the remainder shall be listed as bonds or stocks.

Section 23. Every person or company engaged in the business of receiving property in pledge or as security for money or other thing advanced to the pawner or pledger, shall be held to be a pawnbroker, and shall, at the time required by this act, return, under oath, the value of all property pledged and held by him as a pawnbroker, on hand on the first of March, annually, and taxes shall be charged upon the fair cash value of such property to such pawnbroker the same as other property.

#### COMPANIES OR ASSOCIATIONS.

Section 24. The president, secretary, or principal accounting officer of any company or association, whether incorporated or

unincorporated, except railroad, insurance, and telegraph companies, and banking corporations, whose taxation is specifically provided for in this act, shall make out and deliver to the assessor a sworn statement of the amount of its capital stock, setting forth particularly —

*First* — The name and location of the company or association.

*Second* — The amount of capital stock authorized, and the number of shares into which said capital stock is divided.

*Third* — The amount of capital stock paid up.

*Fourth* — The market value, or, if they have no market value, then the actual value of the shares of stock.

*Fifth* — The total amount of all indebtedness, except the indebtedness for current expenses, excluding from such expenses the amount paid for the purchase or improvement of property.

*Sixth* — The value of all its real property, if any.

*Seventh* — The value of its personal property.

The aggregate amount of the fifth, sixth, and seventh items shall be deducted from the total amount of the fourth item, and the remainder, if any, shall be listed as "bonds or stocks," under subdivision 24 (23) of section 16 of this act. The real and personal property of each company or association shall be listed and assessed the same as that of private persons. In all cases of failure or refusal of any person, officer, company, or association, to make such return or statement, it shall be the duty of the assessor to make such return or statement from the best information he can obtain. The monthly installments deposited in building associations, and subject to withdrawal on demand, or on thirty (30) or sixty (60) days' notice, as provided in the bylaws of such associations, are an indebtedness which may be deducted from the value of their stock, as provided in this section. Mortgages of said associations, which are represented in their stock, and assessed as stock, shall not be assessed as mortgages. They shall list their real estate and all personal property, as provided in this section.

#### BANK STOCK.

Section 25. The stockholders of every bank located within this state, whether such bank has been organized under the banking laws of this state or of the United States, shall be assessed and taxed on the value of their shares of stock therein in the county, town, district, city, or village, where such bank or banking association is located, and not elsewhere, whether such stockholders reside in such place or not; such shares shall be listed and assessed annually, with regard to the ownership and value thereof on the first day of March in each year. To aid the assessor in determining the values of such shares of stock, the



accounting officer of every such bank shall furnish a statement to the assessor verified by oath, showing the amount and number of such shares of the capital stock of such bank, the amount of its surplus or reserve fund, and the amount of its legally authorized investments in real estate, which real estate shall be assessed and taxed as other real estate is assessed and taxed under this act. The assessor shall deduct the amount of investments in real estate from the aggregate amount of such capital and surplus fund, and the remainder shall be taken as a basis for the valuation of such shares of stock in the hands of the stockholders, subject to the provisions of law requiring all property to be assessed at its true and full value. The shares of capital stock of national banks not located in this state, held in this state, shall not be required to be listed under this act.

#### LIST OF STOCKHOLDERS.

Section 26. In every bank and banking office, there shall be kept at all times a full and correct list of the names and residence of the stockholders, owners, or parties interested therein, showing the number of shares and the amount held, owned, or controlled by each party in interest, which statement or list shall be subject to the inspection of the officers authorized to assess property for taxation; and it shall be the duty of the accounting officer or cashier of each bank or banking institution to furnish the assessor with a duplicate copy of such assessment, verified by oath, which shall be returned to the county auditor and filed in his office.

#### LIEN ON DIVIDENDS.

Section 27. To secure the payment of taxes on bank stock, or banking capital, it shall be the duty of every bank, or the managing officer or officers thereof, to retain so much of any dividend, or dividends, belonging to such stockholders or owners as shall be necessary to pay any taxes levied upon their shares of stock or interest, respectively, until it shall be made to appear to such bank or its officers that such taxes have been paid; and any officer of any such bank who shall pay over, or authorize the paying over, of any such dividend or dividends, or any portion thereof, contrary to the provisions of this section, shall thereby become liable for such tax; and if the said tax shall not be paid, the county treasurer where said bank is located shall sell such share or shares, or interest, to pay the same, like other personal property, and in case of sale the provisions of law in regard to the transfer of stock when sold on execution shall apply to such sale.

## AMENDMENT.

Strike out the words "board of county commissioners," in line four, and insert the words "county court" in lieu thereof.

## AMENDMENT.

Strike out all of section 47 and insert in lieu thereof the following.

## AMENDMENT.

Strike out all of section 48, entitled "assessors may appoint deputies," on page 19, and insert the following in lieu thereof:

Section 49. Each county assessor shall have the power to divide his county into assessment districts, and shall appoint one deputy assessor for each district to assess all the property within each of said assessment districts. Deputy assessors shall have the same power to compel assessments to be given, and shall do and perform all acts described by law for the assessors, and shall at all times be under the order and direction and supervision of the county assessor. Such deputy assessors shall receive full compensation for their services, three dollars per day for the number of days actually and necessarily employed by them in performing their duties under this act; *provided*, that no deputy shall be paid for a period greater than sixty days. Said deputy assessors, after completing the assessment of their respective districts, shall turn over all their assessment blanks to the county assessors, and shall make out a bill for their services, showing the number of days actually employed by them in making their assessments, and shall each verify his bill in the following form:

STATE OF OREGON, }  
County of \_\_\_\_ } ss.

I, —, being first duly sworn, say that I was duly appointed deputy assessor by —, the assessor of said county, for the purpose of assessing — precinct in said county; that pursuant to said appointment I have assessed all the property that, with the exercise of all proper diligence, I have been able to find in said precincts; that I actually and necessarily consumed — days in making said assessments, and that I was unable to assess said precincts properly in a shorter time.

— —.

Subscribed and sworn to before me this — day of —, 18—.

— —.

## AMENDMENT.

Insert after the word "of," in line two, the word "September," and after the word "year," in line two strike out the words "in all counties from the first to the sixteenth classes, inclusive, and not later than the — day of —."

## AMENDMENT.

Strike out the word "other," in line three, and after the word "he," in line four, and insert "he or his deputies provided for in section 49 of this act."

## AMENDMENT.

After the word "property," in line four, strike out the words "during the months of," and insert in lieu thereof the words "between the first day of March and the first day of May."

## AMENDMENT.

Insert after the words "to wit," in line six, the following: "It shall be the duty of the county assessor, immediately after he has turned over his books to the county board of equalization, [as] provided in this act, to proceed to prepare his assessment books for the incoming assessment year, and in making an assessment of property for taxation."

## AMENDMENT.

Insert after the word "he," in line six, the words "or his deputies."

## AMENDMENT.

In line eight in section 49, fill in the blanks with the words "first day of May."

## STATE BOARD OF EQUALIZATION.

Section 63. There shall be within the state a state board of equalization, which shall consist of one member from each judicial district in this state, and who shall be chosen as hereinafter provided. The qualified electors of each judicial district shall at the general election in June, 1892, elect one of their number to serve as members of said board of equalization, who shall hold office until their successors are elected and qualified. The members of the said board shall be elected for the term of four years from and after the first Monday of July next after their election ;

*provided, however,* that the members of the said board elected at the general election in June, 189—, shall be divided into two classes,—those of the odd numbered districts shall constitute the first class, and those of the even numbered shall constitute the second class; and the seats of the members of the first class shall be vacant at the expiration of two years, and those of the second class at the expiration of four years from the first Monday of July next after their election, so that one half, or as near as possible, shall be chosen biennially forever thereafter. The manner of electing state boards of equalization shall be the same as that of electing circuit judges, as now provided by law; and in case of vacancies occurring in said board by death, resignation, or otherwise, it shall be the duty of the governor to appoint some one having the qualifications of an elector in the district where the vacancy occurs to fill the same until the next regular election for members of said board. And the members of the state board of equalization of this state, as provided by an act entitled “An act to provide a state board of equalization, to prescribe the manner of its creation and its powers and duties,” filed in the office of the secretary of state February 21, 1891, be and the same is hereby declared to be the state board of equalization for the purposes of this act. Said board of equalization shall hold a session at the capital of the state commencing on the first Monday of September of each year. And it shall be the duty of the said board to examine the various county assessments, and to decide upon the rate of the state tax to be levied for the current year, together with any other general or special state taxes required to be levied, and to equalize the levy of said state taxes throughout the state; and the board of equalization shall apportion the amount of taxes for state purposes, as required by law, to be raised in this state among the several counties of the state in proportion to the valuation of the taxable property therein. And if the state board shall determine that the scale of valuation has not been adjusted with reasonable uniformity by the different county boards of equalization, they shall make an equalization between the various counties for the purpose of levying the state tax, and such equalization shall be made by the varying of the rate of taxation on the different counties as they shall determine necessary for the purpose of ascertaining the just amount of taxes due from each county for state purposes. The powers and duties of the state board of equalization are as follows:

*First*—To prescribe rules for its own government and for the transaction of its business, and to prescribe the rules and regulations not in conflict with the constitution and laws of the state, and to govern assessors in their classification of property when

assessing, and to govern county boards of equalization when equalizing county assessments.

*Second*—They shall make out, prepare, and enforce the use of a uniform set of forms in relation to the assessment of property throughout the state, and shall furnish each county assessor a form, showing a detailed list of classifications of items of personal property.

When said board shall assemble at the state capitol, as provided in this act, for the purpose of equalizing assessments, they shall continue in session until they have received the abstracts of the assessment rolls of the several counties, and have computed and equalized the assessments as herein provided, and said board shall not reduce, nor shall it increase, the aggregate valuation of the several counties, except in such amounts as may be reasonable and necessary to a just equalization. Said board, in equalizing the valuation of property between the counties for the purpose of ascertaining the proportion of the said tax to be borne by each of the several counties in the state, shall consider real estate, town and city lots, and personal property, each in the same class as provided by the form furnished by the said board of equalization to the county assessors and county board of equalization. The said board, for the purpose of ascertaining the just amount of taxes due from each county for state purposes, shall add to or subtract from the aggregate value of the several kinds and classes of property of every county which they believe to be valued above or below the true and fair valuation upon which to compute the rate of taxation of the different counties; *provided*, that the said board in estimating the amount of said taxes to be levied, as provided in this act, shall not levy a tax which will raise a surplus of more than five per cent. over the amount required by the state. When the said board shall have completed their equalization, the secretary of the board shall transmit to each county clerk a transcript of the proceedings of the board, which transcript shall be tabulated by the same classification as prescribed in the forms furnished the assessor, the per centage, the increase or decrease of the different classes of property by which they estimate the true and equalized valuation of the several classes of property between the different counties, and shall, within five days after the board adjourns, specify the per cent. of tax to be levied on the state assessment roll for state purposes for the said year, and the county clerk shall extend the tax in the proper column of said rolls. A majority of the members of the said board shall constitute a quorum, and may adjourn from time to time, and may likewise hold special sessions at any time they may be necessary to advise and consult with the people upon the question of state and county revenues.

## AMENDMENT.

In the blanks in line five shall be inserted the words "first day in August."

## AMENDMENT.

Strike out of lines five and six the words "board of equalization," and insert in lieu thereof the word "court."

## AMENDMENT.

After the word "county," in line one, insert the words "the county court shall equalize the assessment of the property of the county."

## AMENDMENT.

Fill in the blanks in line three with the words "first Monday in August in each year."

## AMENDMENT.

Strike out all after the word "and," in line thirty-three, to the words "the county board," in line thirty-six.

## AMENDMENT.

Insert in the blank, in line thirty-eight, the words "Monday of August."

## AMENDMENT.

Strike out the word "commissioner," in line thirty-nine, and insert the word "court" in lieu thereof.

## AMENDMENT.

Insert after the word "state," in line five, the words "for the use of the state board of equalization."

## AMENDMENT.

Fill in the blank in line six with the word "first," and the blank in line seven with the word "September."

## AMENDMENT.

Strike out all of sections 63 and 64 and insert in lieu thereof the following.

AMENDMENT.

Strike out all of section 64 after the word "equalization," in line four, and insert the words in lieu thereof as "provided in this act."

AMENDMENT.

Strike out all of section 65 after the word "state," in line four.

AMENDMENT.

Insert in the blanks in line one "on the first day of November."

AMENDMENT.

After the word "each," in line two, insert the word "week."

AMENDMENT.

In line three strike out the word "three," and insert the word "two" in lieu thereof.

AMENDMENT.

In line four fill the blanks by inserting the words "first day of December."

AMENDMENT.

After the word "shall," in line one, insert the words "make out a duplicate tax receipt."

AMENDMENT.

Strike out in line two the words "a receipt therefor," and insert the words "the original thereof."

AMENDMENT.

After the word "levied," in line four, insert the words "and the county sheriff shall at the close of each day's business file with the county clerk a duplicate of said original receipt."

AMENDMENT.

After the word "taxes," in line fourteen, insert the following: "Each officer charged with the duty of collecting taxes, who shall fail or neglect to file a duplicate receipt, provided for by this section and as therein provided, shall, for each failure or neglect, forfeit the sum of one hundred dollars, to be recovered in an action upon his bond."



## AMENDMENT.

Insert in the blank in line two "first day of January."

## AMENDMENT.

In the blank in line five insert the word "December."

## AMENDMENT.

Fill in the blanks in line one with the words "first Monday of each month."

## AMENDMENT.

Strike out the word "respectively," in line one, and also, strike out the word "year" after the word "each," and insert in lieu thereof the word "month."

## AMENDMENT.

On page 38 insert in lieu of the sections providing for the notice of application for judgment of taxes the following:

Section 94. The sheriff shall give notice of the sale of real property by publication thereof once a week for three consecutive weeks, commencing the first week in September preceding the sale, in a newspaper in his county, if there be one, and if there be no paper published in his county, he shall give notice by written or printed notice posted on the door of the courthouse or building in which courts are commonly held, or the usual place of meeting of the county commissioners, for three weeks previous to the sale; such notice shall contain a notification that all lands on which the taxes of the preceding year (naming it) remain unpaid will be sold, and the time and place of the sale; and said notice must contain a list of the lands to be sold and the amount of taxes due. The county sheriff shall charge and collect, in addition to the taxes and interest and penalty, the sum of twenty cents on each tract of real property and ten cents on each town lot advertised for sale, which sum shall be paid into the county treasury and the county shall pay the costs of publication, but in no case shall the county be liable for more than the amount charged to the delinquent lands for advertising. On the first Monday of October in each year, between the hours of 9 o'clock a. m. and 4 o'clock p. m., the sheriff is directed to offer at public sale at the courthouse, or at place of holding courts in his county, or at the sheriff's office, where by law the taxes are made payable, all lands, town lots, or other real property which shall be liable for taxes of any description for the preceding year or years,



and which shall remain due and unpaid; and he may adjourn the sale from day to day until all the lands, lots, or other real property have been offered; and no taxable property shall be exempt from levy and sale for taxes. The person who offers to pay the amount due on any parcel of land for the smallest portion of the same is to be considered the highest bidder, and when such a portion constitutes a half or more of the parcel it is to be taken from the east side thereof, dividing it by a line running north and south, except that town lots are to be divided in such case lengthwise by a line parallel with the proper lines of the lots. If the portion taken be less than one half of the parcel, it is to be taken from the southeast corner in a square form as nearly as the form of the land will conveniently permit. Should any person so bidding fail to pay the amount due, the sheriff may again offer land for sale, if the sale has not closed, and if it has closed he may again advertise it specifically and by description, by one written or printed notice posted for two weeks on the door of the courthouse, or place where courts are usually held, after which it may be sold at public sale; or the sheriff may recover the amount by civil action, brought in the name of the county in which the sale was held. The county sheriff shall immediately after he has completed the sale of property for taxes as provided in this act, make out a list of the land and lots so sold for delinquent taxes, and file one copy thereof with the county clerk and one copy with the clerk of the circuit court in counties in which it is provided by law for clerks of the circuit court; and thereupon it shall be the duty of the district attorney to move the judge of said court for an order confirming the sale of all such real property, and thereupon the court, or the judge thereof, shall carefully examine all proceedings of the county sheriff in making said sale, and hear any defense offered by any person; and if the court or judge thereof shall find the said sale to be legal, he shall make an order confirming the same. If the court or the judge thereof should find the said sale was not legal, as to the whole or any description therein, then the county sheriff shall readvertise and have them sold for delinquent taxes and not redeemed, at his own expense, and he shall proceed to have said sale confirmed as in this act providing for original confirmation of sales. At the expiration of twenty months after the date set for the regular sale of property for delinquent taxes, the county sheriff shall publish an advertisement for four consecutive weeks, giving notice that at the expiration of two calendar months from the date of the first publication of said notice, he will apply to the circuit court, or the judge thereof if in vacation, for an order confirming said sale as to unredeemed property, which said notice shall describe the property as in the original description

thereof, and any persons interested in any of said lands or lots or to the entry of judgment against the same may appear and specify in writing the cause of objection, and why the confirmation of sale should not be made; and thereupon the court shall herein determine the matter in a summary manner without pleadings, and shall pronounce judgment as the rights of the case may be, or said court in its discretion continue such individual cases wherein differences are offered as it may deem necessary in order to secure substantial justice to the defendant or objector therein. The court, or judge thereof, shall give judgment for such taxes, assessments, penalties, interests, and costs as shall appear to be due upon the several lots or tracts described in such notice as having been sold for delinquent taxes, and not redeemed, and such judgment shall be considered as a sufficient judgment against each tract or lot or part of a tract or lot for each kind of tax or assessment included therein, including all penalties, interests, and costs, and the court or judge thereof shall order and direct a judgment to be entered directing the county sheriff to make a deed to the purchaser, in form as provided by this act, and a certified copy of said order, together with a certified list of the property therein ordered to be deeded, and filed with the county sheriff so as to be sufficient authority for the county sheriff to make the tax deed as in this county [act] provided; and no assessment of property or charges of any of said taxes shall be considered illegal on account of any irregularity in the manner of listing, assessing, or equalizing of property for taxation or in affecting the substantial justice of the tax itself, shall vitiate or in any manner affect the taxes or the assessment rolls, or of the proceedings of the board of equalization, or the tax list, or any matter connected with the sale of said property, and provided that no person shall be allowed to have any proceedings set aside or held for naught by the court or the judge thereof without having first tendered the amount of taxes that actually would have been due, providing there was no error or illegality in the same.

AMENDMENT.

Insert in the blank in line one of section 78, the word "December."

AMENDMENT.

Fill the blank in line seven of section 79 with the words "the first day of February."

AMENDMENT.

Fill the blank in line one of section 80 with the word "February."

AMENDMENT.

Fill the blank in line six of said section with the word "February."

AMENDMENT.

Amend section 81 by inserting in the blank space, in line one, the word "February."

AMENDMENT.

Insert in the blank space in line three of the said section the word "February."

AMENDMENT.

Insert in the blank, in line two of section 87, the words "first of March."

AMENDMENT.

Insert in the blank, in line three, the word "first."

AMENDMENT.

Strike out the word "January," in line three, and insert in lieu thereof the word "December."

AMENDMENT.

Insert after the word "assessor," in line one of section 90, the word "sheriff."

AMENDMENT.

Strike out sections 93 and 94, and insert in lieu thereof the following.

AMENDMENT.

Strike out sections 96 and 103.

AMENDMENT.

Strike out the words "of section" in line three of section 105.

AMENDMENT.

Add after the word "conducted" in line — of section 107, the words "between the hours of 10 o'clock in the forenoon and 3 o'clock in the afternoon, and said sale shall be continued from day to day during the same hours until all the tracts and lots in the delinquent list shall be sold or offered for sale."

## AMENDMENT.

Amend section 108 by striking out the words "certify such sale to the county clerk, whose duty it shall be to" in line two.

## AMENDMENT.

Strike out the word "clerk," in line two of section 110, and insert in lieu thereof the word "treasurer."

## AMENDMENT.

Strike out section 111.

## AMENDMENT.

Strike out the word "section," in line twelve of section 116, and insert in lieu thereof the words "in this act provided."

## AMENDMENT.

Amend section 124 by striking out all after the word "the," in line four, and inserting in lieu thereof the following: "until the county treasurer has so advertised unredeemed property, and the court or judge thereof shall have ordered and directed a judgment to be entered directing the county treasurer to make the deed to the purchaser of said unredeemed property, as in this act provided."

## AMENDMENT.

Strike out sections 125, 126, and 127.

## AMENDMENT.

Amend section 131 by striking out the word "absolutely," in line four, and after the word "null," in line four, insert the following: "and void against *bona fide* purchasers or encumbrancers for value without notice."

## AMENDMENT.

Amend section 135 by inserting after the word "state," in line two, the following: "in conflict with this act."

## AMENDMENT.

Strike out all of section 22 and insert in lieu thereof the following:

RULES FOR LISTING AND VALUING THE PROPERTY AND BUSINESS  
OF BANKERS, BROKERS, AND STOCK JOBBERS.

Section 22. Every bank, (other than a national bank,) banker, broker, or stock jobber shall, at the time fixed by this act for listing personal property, make out and furnish the assessor a sworn statement showing,—

*First*—The amount of money on hand or in transit.

*Second*—The amount of funds in the hands of other banks, bankers, brokers, or others subject to draft.

*Third*—The amount of checks or other cash items, the amount thereof not included in either of the preceding items.

*Fourth*—The amount of bills receivable, discounted, or purchased, and other credits due or to become due, including accounts receivable, and interest accrued but not due, and interest due and unpaid.

*Fifth*—The amount of bonds and stocks of every kind, and shares of capital stock or joint stock of other companies or corporations held as an investment, or any way representing assets.

*Sixth*—All other property appertaining to said business other than real estate (which real estate shall be listed and assessed as other real estate is listed and assessed under this act.)

*Seventh*—The amount of all deposits made with them by other parties.

*Eighth*—The amount of all accounts payable, other than current deposit accounts.

*Ninth*—The amount of bonds or other securities exempt by law from taxation, specifying the amount and kind of each, the same being included in the preceding fifth item.

The aggregate amount of the first, second, and third items in said statement shall be listed as moneys. The amount of the sixth item shall be listed the same as other similar personal property is listed under this act. The aggregate amount of the seventh and eighth items shall be deducted from the aggregate amount of the fourth item of said statement, and the amount of the remainder, if any, shall be listed as credits. The aggregate amount of the ninth item shall be deducted from the aggregate amount of the fifth item of such statement, and the remainder shall be listed as bonds or stocks.

## PAWNBROKERS.

[Section 23.] Every person or company engaged in the business of receiving property in pledge or as security for money or other thing advanced to the pawner or pledger, shall be held to be a pawnbroker, and shall, at the time required by this act, return,

Mr. Hofer moved the majority report be adopted.

Messrs. Baker and Conn demanded the ayes and nays on the adoption of the minority report.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Burke, Calvert, Cardwell, Coon, Cooper, Craig, Dunn, Gates, Gowdy, Gurdane, Hillegas, Jeffrey, McGreer, Moorhead, Nealon, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Tigard, Yates, and Young—30.

Nays—Messrs. Beach, Buckman, Burleigh, Cleeton, Cole, Conn, Curtis, Daly, David, Hofer, Hope, Keyt, Lyle, McCracken, Mintie, Patterson, Paxton, Rinearson, Thompson, and Mr. Speaker—20.

Absent—Messrs. Davis, Guild, Huffman, Lester, Long, Myers, Smith of Clackamas, Smith of Josephine, Templeton, and Wright—10.

So the minority report was adopted.

On motion of Mr. Paxton, the amendments to the bill were adopted.

Mr. Beach moved that the bill be made a special order at 3 o'clock p. m. Monday.

The motion prevailed.

Mr. Smith of Polk called up house bill No. 164, which had been made a special order.

Mr. Paxton demanded a call of the house.

The roll was called and all the members were present, except Messrs. Burke, Conn, Curtis, Davis, Guild, Huffman, Lester, Smith of Clackamas, Templeton, Tigard, and Yates.

A quorum being present, Mr. Keyt moved that further proceedings under call of the house be dispensed with.

The motion prevailed.

Mr. Smith of Polk moved that the minority report upon house bill No. 164 be adopted.

The motion prevailed.

Mr. Smith of Polk moved that the bill be considered engrossed, and placed on final passage.

The motion prevailed.

House bill No. 164 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Burleigh, Calvert, Cooper, Craig, Hillegas, Hofer, Hope, Jeffrey, Keyt, Nealon, Smith of Polk, Wright, and Mr. Speaker—15.

Nays—Messrs. Blundell, Boothby, Buckman, Burke, Cardwell, Cleeton, Cole, Conn, Curtis, Daly, David, Davis, Dunn, Gates,

Gowdy, Gurdane, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Josephine, Smith of Linn, Thompson, Tiggard, Yates, and Young—36.

Absent—Messrs. Beach, Bridges, Coon, Guild, Huffman, Lester, Patterson, Smith of Clackamas, and Templeton—9.

So the bill failed to pass.

On motion of Mr. Long, senate bills Nos. 60, 162, and 45 and house bill No. 342, were made a special order for the opening hour tomorrow morning.

On motion of Mr. Rinearson, senate bill No. 233 was temporarily withdrawn, with leave to return it to the house at any time.

The hour of 6 o'clock having arrived, the speaker declared the house adjourned.

R. E. MOODY,  
Chief clerk.

SATURDAY, FEBRUARY 16, 1895.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 16, 1895. }

The house was called to order at 9:30 o'clock a. m. by the speaker.

The session was opened with prayer by Rev. H. L. Barkley of Woodburn.

The roll was called and all the members were present, except Messrs. Conn, Coon, Guild, Gurdane, Lyle, Mintie, Patterson, Stewart, Smith of Clackamas, and Wright.

On motion of Mr. Hofer, the reading of the journal of Friday was dispensed with.

Mr. Hofer, chairman of the committee on revision and correction of journal, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 15, 1895. }

*Mr. Speaker:*

Your committee on revision and correction of journal, to whom was referred the journal of February 14th, beg leave to report that we have had the same under consideration, and respectfully

report back to the house that we have examined the same and find it correct.

E. HOFER,  
Chairman.

On motion of Mr. Hofer, the report was adopted.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 16, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 342, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 16, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 205, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 16, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house



bill No. 120, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 16, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 80, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 16, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 239, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 16, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 162, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 16, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 170, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 16, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 244, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Baker moved to reconsider the vote by which house bill No. 304 was lost.

Mr. Paxton moved to lay the matter on the table.

The amendment was lost.

The motion to reconsider prevailed.

On motion of Mr. Paxton, the bill was laid on the table for the present.

Senate bill No. 45 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Bridges, Buckman, Burke, Burleigh, Calvert, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson,

Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Young, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Blundell, Boothby, Cardwell, Conn, Lester, Lyle, Smith of Clackamas, Wright, and Yates—9.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Templeton moved that when the house adjourns it adjourns to meet at 11:30 o'clock a. m. Monday.

Mr. Long moved to amend to meet at 9 o'clock a. m. Monday.

Mr. Nealon moved to further amend by making the hour 2 o'clock p. m. today.

The amendment to the amendment was lost.

The amendment was adopted.

The motion as amended to meet at 9 o'clock a. m. Monday was adopted.

Senate bill No. 60 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called, and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Bridges, Buckman, Burleigh, Calvert, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hofer, Hope, Huffman, Jeffrey, Long, Lyle, McCracken, McGreer, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Young, and Mr. Speaker—49.

Nays—None.

Absent—Messrs. Blundell, Boothby, Burke, Cardwell, Conn, Hillegas, Lester, Mintie, Smith of Clackamas, Wright, and Yates—11.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 162 coming on for third reading was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Boothby, Buckman, Burke, Burleigh, Calvert, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Mintie,

Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Young, and Mr. Speaker—49.

Nays—None.

Absent—Messrs. Beach, Blundell, Bridges, Cardwell, Conn, David, Lyle, Scott, Smith of Clackamas, Wright, and Yates—11.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 342 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Bridges, Buckman, Burke, Burleigh, Calvert, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Young, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Beach, Blundell, Boothby, Cardwell, Conn, Hofer, Lyle, Smith of Clackamas, Wright, and Yates—10.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Burleigh moved to reconsider the vote by which the amendment to senate bill No. 24 was adopted.

The motion prevailed.

Mr. Sehlbrede demanded a call of the house.

The roll was called and all the members were present, except Messrs. Beach, Blundell, Boothby, Cardwell, Conn, Long, Lyle, Smith of Clackamas, Wright, Yates, and Young.

There being a quorum, Mr. Rinearson moved that further proceedings under call of the house be dispensed with.

The motion prevailed.

Messrs. Blundell, Boothby, and Yates were granted leave of absence for this session.

The ayes and nays were demanded by Messrs. Hofer and Patterson on the adoption of the amendment to senate bill No. 24.

On this question the roll was called and the vote was:

Those voting aye were—

Mr. Calvert—1.

Nays—Messrs. Baker, Barkley, Bridges, Buckman, Burke, Burleigh, Cleeton, Cole, Coon, Cooper, Craig, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Nealon, Patterson, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Young, and Mr. Speaker—46.

Absent—Messrs. Beach, Blundell, Boothby, Cardwell, Conn, Curtis, Guild, Myers, Paxton, Smith of Clackamas, Smith of Josephine, Wright, and Yates—13.

The motion to adopt was lost.

House bill No. 155 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Beach, Bridges, Buckman, Burke, Burleigh, Calvert, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Wright, Young, and Mr. Speaker—47.

Nays—None.

Absent—Messrs. Barkley, Blundell, Boothby, Cardwell, Conn, Davis, Gates, Guild, Myers, Stanley, Smith of Clackamas, Tigard, and Yates—13.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Leave of absence was granted to the following gentlemen: Mr. Cooper, to 1:40 o'clock p. m. Monday; Mr. Templeton, to 2 o'clock p. m. Monday; Mr. Smith of Linn, to 2 o'clock p. m. Monday; and Mr. Scott, to 9 o'clock a. m. Monday.

Unanimous consent being given Mr. Smith of Josephine introduced house joint memorial No. 9.

#### HOUSE JOINT MEMORIAL NO. 9.

*To the Honorable Senate and House of Representatives of the United States of America in Congress assembled:*—We, your memorialists, ask that the annual labor required on mining claims be suspended from this year, and that mineral lands within railroad grants in Oregon be preserved for the public, and hope that immediate legislation will be had to these ends.

Mr. Smith of Josephine moved the suspension of the rules for the purpose of considering the memorial, and the secretary of state be requested to wire the same to one of our delegation in congress.

On motion of Mr. Smith of Josephine, the memorial was adopted.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 16, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that he has signed house bill No. 358.

And the same is herewith returned to you.

WALTER SINCLAIR,  
Chief clerk.

House bill No. 249 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, McCracken, McGreer, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Thompson, Tiggard, Wright, Young, and Mr. Speaker—47.

Nays—Mr. Smith of Josephine—1.

Absent—Messrs. Blundell, Boothby, Conn, Cooper, Long, Lyle, Mintie, Scott, Smith of Clackamas, Smith of Linn, Templeton, and Yates—12.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE GOVERNOR.

STATE OF OREGON, EXECUTIVE DEPARTMENT, }  
SALEM, Oregon,  
February 16, 1895. }

*To the Honorable the Speaker of the House:*

I am directed by the governor to inform you that he has approved and signed the following bill: House bill No. 358.

W. S. DUNIWAY,  
Private secretary.

Mr. Paxton asked that the enrolling committee be authorized to strike so much from the title of house bill No. 248 as is inconsistent with the body thereof.

The request was granted.

Mr. Paxton, in conformity with former notice, submitted the following amendment to house rules:—

AMENDMENT.

In case of illness, absence, or inability of the speaker, whereby he is unable to discharge his duties, the house may elect a speaker *pro tem.*, who shall act as speaker and exercise all the powers and discharge all the duties of the speaker during the illness, absence, or disability of the speaker, and until he returns and resumes the discharge of the duties of his office.

On motion of Mr. Paxton, the amendment was adopted.

Mr. Paxton moved that two hundred and fifty copies of the rules, with names of members and officers, be printed.

The motion prevailed.

On motion of Mr. Lester, house bill No. 345 was laid on the table for the present.

House bill No. 138 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Buckman, Burke, Burleigh, Calvert, Cleeton, Cole, Coon, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Gurdane, Hillegas, Hofer, Huffman, Jeffrey, Keyt, Lester, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Young, and Mr. Speaker—41.

Nays—None.

Absent—Messrs. Blundell, Boothby, Bridges, Cardwell, Conn, Cooper, Gates, Hope, Long, Lyle, Scott, Smith of Clackamas, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, and Yates—19.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 222 was read third time.

It appearing that no quorum was present, Mr. Smith of Polk demanded a call of the house.

The roll was called and all the members were present, except Messrs. Baker, Blundell, Boothby, Bridges, Cardwell, Conn,

Cooper, Keyt, Long, Lyle, Patterson, Scott, Smith of Clackamas, Smith of Linn, Templeton, Tigard, Wright, and Yates.

On motion of Mr. Sehlbrede, further proceedings under call of the house were dispensed with.

On motion of Mr. Smith of Polk, house bill No. 222 was laid on the table.

House bill No. 93 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Buckman, Burke, Burleigh, Calvert, Cleeton, Cole, Coon, Craig, Curtis, David, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, McCracken, McGreer, Moorhead, Myers, Nealon, Patterson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Thompson, Young, and Mr. Speaker—39.

Nays—Messrs. Daly and Tigard—2.

Absent—Messrs. Blundell, Boothby, Bridges, Cardwell, Conn, Cooper, Davis, Long, Lyle, Mintie, Paxton, Rinearson, Scott, Smith of Clackamas, Smith of Josephine, Smith of Linn, Templeton, Wright, and Yates—19.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 279 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Craig, Curtis, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Keyt, Lester, McCracken, McGreer, Moorhead, Myers, Nealon, Patterson, Rinearson, Sehlbrede, Shutrum, Stewart, Smith of Polk, Smith of Josephine, Thompson, Tigard, Wright, Young, and Mr. Speaker—44.

Nays—Messrs. Jeffrey and Stanley—2.

Absent—Messrs. Blundell, Boothby, Conn, Cooper, Daly, Long, Lyle, Mintie, Paxton, Scott, Smith of Clackamas, Smith of Linn, Templeton, and Yates—14.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.



MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 16, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 229,—a bill for an act to provide for the organization and government of irrigation districts, and to provide for the acquisition of water and other property, and for the distribution of water thereby for irrigation purposes and other similar purposes.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

Mr. Young moved that the rules be suspended and that senate bill No. 229 be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cole, Coon, Craig, Curtis, David, Davis, Gates, Guild, Gurdane, Hope, Huffman, Jeffrey, Lester, McCracken, McGreer, Mintie, Moorhead, Nealon, Patterson, Sehlbrede, Shurum, Stewart, Smith of Polk, Smith of Josephine, Wright, Young, and Mr. Speaker—36.

Nays—Messrs. Cleeton, Daly, Dunn, Gowdy, Hillegas, Keyt, Myers, Stanley, and Tigard—9.

Absent—Messrs. Blundell, Eoothby, Conn, Cooper, Hofer, Long, Lyle, Paxton, Rinearson, Scott, Smith of Clackamas, Smith of Linn, Templeton, Thompson, and Yates—15.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 16, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has adopted house concurrent resolution No. 13, with the following amendment:

AMENDMENT.

That the said resolution be amended so as to read as follows:  
*Resolved by the House, the Senate concurring, That our senators*

and representatives in congress be requested to use all honest endeavors to secure the forfeiture of the unearned railroad land grants, and especially what is known as the "Quadrant," in Washington, Columbia, and Tillamook counties of this state; and that a copy of this resolution be furnished our senators and representatives in congress.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

On motion of Mr. Tigard, the amendment was adopted.

Mr. Patterson moved that the rules be suspended and that senate bill No. 229 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, McCracken, McGreer, Moorhead, Myers, Nealon, Patterson, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Tigard, Wright, Young, and Mr. Speaker—45.

Nays—None.

Absent—Messrs. Blundell, Boothby, Conn, Cooper, Gates, Long, Lyle, Mintie, Paxton, Scott, Smith of Clackamas, Smith of Linn, Templeton, Thompson, and Yates—15.

So the rules were suspended and the bill was read second time by title only.

Mr. Patterson moved that the rules be further suspended and that the bill be considered engrossed, read third time now, and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, McCracken, McGreer, Moorhead, Myers, Nealon, Patterson, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Thompson, Tigard, Wright, Young, and Mr. Speaker—46.

Nays—None.

Absent—Messrs. Blundell, Boothby, Conn, Cooper, Gates, Long, Lyle, Mintie, Paxton, Scott, Smith of Clackamas, Smith of Linn, Templeton, and Yates—14.

So the rules were suspended.

Mr. Patterson moved that the bill be made a special order for Monday at 3 o'clock p. m.

The motion prevailed.

House bill No. 107 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Burleigh, Calvert, Cardwell, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gurdane, Hillegas, Hope, Huffman, Jeffrey, Lester, Long, McCracken, McGreer, Mintie, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Smith of Polk, Thompson, Tigard, Wright, and Young—34.

Nays—Messrs. Beach, Bridges, Buckman, Cleeton, Cole, Coon, Gowdy, Guild, Hofer, Moorhead, Myers, Stewart, Smith of Josephine, and Mr. Speaker—14.

Absent—Messrs. Blundell, Boothby, Burke, Cooper, Keyt, Lyle, Conn, Scott, Smith of Clackamas, Smith of Linn, Templeton, and Yates—12.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 16, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that the senate has passed senate bill No. 62,—a bill for an act entitled an act to provide for the location and relocation of county seats in counties within the state of Oregon, and to provide for the time and manner of holding an election in relation thereto.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 16, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that the senate

has passed senate bill No. 169,—a bill for an act to protect the native song birds within the state of Oregon.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 16, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has adopted house joint memorial No. 9.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 16, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed house bill No. 360, with the following amendments:

AMENDMENT.

Add to the title of the bill the following: and to authorize, empower, and direct the bridge commission of the city of Portland to turn over, surrender, and deliver to the county court of Multnomah county all the bridges, ferries, and property under the control and supervision of the said bridge commission, and requiring said county court of Multnomah county to assume the management, control, and supervision thereof; and to authorize, in certain cases, the fixing of tolls on traffic over the bridges and ferries to be acquired and bridges and ferries now and heretofore owned and operated by the city of Portland; and to repeal an act entitled "An act to authorize the cities of Portland, East Portland, and Albina to construct, purchase, or acquire, by condemnation or other means, one or more bridges across the Willamette river, between the city of Portland and the city of East Portland, in Multnomah county, Oregon, which bridge or bridges shall be free to all pedestrians and all classes of vehicles and traffic, except railways and street railways," filed in the office of the secretary of state February 18, 1891, and to repeal an act

entitled "An act to authorize the bridge committee and the bridge commission, created and provided for in the act filed in the office of the secretary of state February 18, 1891, entitled 'An act to authorize the cities of Portland, East Portland, and Albina to construct, purchase, or acquire, by condemnation or other means, one or more bridges across the Willamette river, between the city of Portland and the city of East Portland, in Multnomah county, Oregon, which bridge or bridges shall be free to all pedestrians and all classes of vehicles and traffic, except railways and street railways,' and to acquire, establish, and operate a free ferry," filed in the office of the secretary of state February 22, 1893.

**AMENDMENT.**

Strike out the word "committeemen," in line one of page 2 of the bill, and insert in lieu thereof the word "committee."

**AMENDMENT.**

Insert after section 2 of the bill a new section, to be numbered 3, as follows:

Section 3. The bonds herein provided for and authorized to be issued shall be advertised and sold to the highest responsible bidder. The said bridge committee created by this act may reject any and all bids tendered for said bonds, and proceed to re-advertise the same when the bids are unsatisfactory.

**AMENDMENT.**

Change the number of section 3 to section 4.

**AMENDMENT.**

Change the number of section 4 to section 5.

**AMENDMENT.**

Change the number of section 5 to section 6.

**AMENDMENT.**

Change the number of section 6 to section 7.

**AMENDMENT.**

Change the number of section 7 to section 8.

**AMENDMENT.**

Change the number of section 8 to section 9.

**AMENDMENT.**

Change the number of section 9 to section 10.

**AMENDMENT.**

Change the number of section 10 to section 11.

**AMENDMENT.**

Change the number of section 11 to section 12.

**AMENDMENT.**

Change the number of section 12 to section 13.

**AMENDMENT.**

Add to section 12 the following: "The committee may adopt such rules, regulations, and bylaws as it may deem best for its government and the transaction of its business."

**AMENDMENT.**

Change the number of section 13 to section 14.

**AMENDMENT.**

Change the number of section 14 to section 15.

**AMENDMENT.**

Strike out all of section 14 after the word "ferry" in line seven of said section.

**AMENDMENT.**

Strike out from section 15 the words "present bridge commission of the city of Portland, or to whatever authority may be designated by law to take charge of and operate the free bridges and ferries of the city of Portland, who are," (being in lines four, five, six, and seven of said section 15), and insert in lieu thereof the following: "the county court of Multnomah county, which is."

**AMENDMENT.**

Also add to section 13 the following: "and which free bridges and ferries now, heretofore, and hereafter belonging to said city of Portland are by this act placed under the jurisdiction and control of the said county court of Multnomah county."

**AMENDMENT.**

Change the number of section 15 to section 16.

**AMENDMENT.**

Strike out all of section 16.

**AMENDMENT.**

Strike out all of section 18 after the word "act," in the second line thereof, and insert in lieu thereof the following: "And shall have rendered an account in writing of its proceedings under this act to the mayor and common council of the said city of Portland, and shall have filed a duplicate thereof with the county court of Multnomah county, and shall have accounted for all property coming into its hands as such bridge committee, and filed with the clerk of the county court of Multnomah county all of its records, books, contracts, and papers. All unexpended money shall become a part of the bridge fund of the said county of Multnomah, and shall be paid over to the county treasurer of said county, to be held by him as in this act prescribed."

**AMENDMENT.**

Make section 19 the last section of the bill, and change the number thereof to section 35.

**AMENDMENT.**

Add to the bill the following sections, to be designated and numbered, respectively, sections 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, and 35, to wit:

Section 19. At the election for school director of school district No. 1, Multnomah county, Oregon, next immediately following the going into effect of this act, there shall be submitted to the legal voters of such district for school director, at such election, the question as to whether tolls shall be charged for vehicles crossing and going over the said bridges and ferry, now owned by said city, and the bridges and ferry to be acquired hereunder, if the same shall be acquired.

Section 20. It shall be the duty of the clerk of the county court to provide suitable ballots for such election. Said ballots shall be printed in the following form: Tolls on vehicles crossing city bridges and ferries now owned and hereafter to be acquired, not to exceed five cents for vehicles drawn by one animal, and ten cents for vehicles drawn by more than one animal per single trip, and horses and cattle, two cents each, "Yes,"—"No."

Section 21. The intention of the voter shall be expressed, if he votes in the affirmative, by cancelling the word "No," and if he votes in the negative, by cancelling the word "Yes."

Section 22. It shall be unlawful for any person to vote upon said proposition who does not possess the qualifications of a legal voter for school director at such election in said school district.

Section 23. It shall be the duty of the said clerk of the county court immediately upon the passage of this act, to prepare the necessary ballots aforesaid, and to cause the same to be distributed at the various polling places before the opening of the polls for such election, and provide a separate ballot-box wherein the same shall be deposited by the judges of said election upon receiving the same from the voters. All expense incurred in preparing such ballots and ballot-boxes, and in distributing the same, shall be paid out of the general fund of Multnomah county.

Section 24. It shall be the duty of the judges and clerks appointed to be judges and clerks of such school election to also act as judges and clerks of the special election to determine the questions herein appointed, and the said ballots and ballot-boxes shall be returned and canvassed to and by the same persons who are by law required to canvass the returns and determine the matter of the election of a school director.

Section 25. Any person who shall falsify said return, or do any act which may result in the passing of any illegal or unlawful ballot, or who shall vote upon said questions without possessing the qualifications herein prescribed, shall, upon conviction thereof, be punished by imprisonment in the penitentiary for a period not less than one year nor more than two years, or by a fine not less than five hundred nor more than one thousand dollars.

Section 26. In the event that the majority of the votes cast by the said qualified voters of said school district are cast for the charging of tolls on the bridges and ferries now owned by the city of Portland, it shall be the duty of the county court of Multnomah county whenever the bridges and ferries owned and acquired heretofore by the city of Portland, as well as the bridges and ferry which may be owned and acquired under the provisions of this act, shall be turned over and transferred to the control and authority of said county court, as in this act provided, to es-



estimate the amount of money which will be required for the maintenance, repair, and operation of all such bridges and ferries; and said county court shall fix a rate or rates of toll thereupon for vehicles not to exceed five cents a single trip for vehicles drawn by one animal, and not to exceed ten cents a single trip upon vehicles drawn by more than one animal, and not to exceed two cents each for horses and cattle, and the money derived from said tolls shall be used to defray the expenses of maintaining, operating, and repairing said bridges and ferries. Whenever, in the judgment of said county court, the amount to be raised from said tolls will not be sufficient to defray the expenses of operating, maintaining, and repairing said bridges and ferries, the said county court shall provide a sum to be raised by taxation in addition to the amount so to be raised from said tolls, sufficient to make up the deficiency.

Section 27. As soon as this act shall take effect, the bridge commission selected under the provisions of the act entitled "An act to authorize the cities of Portland, East Portland, and Albina to construct, purchase, or acquire, by condemnation or other means, one or more bridges across the Willamette river, between the city of Portland and the city of East Portland, in Multnomah county, Oregon, which bridge or bridges shall be free to all pedestrians and all classes of vehicles and traffic, except railways and street railways," filed in the office of the secretary of state February 18, 1891, shall relinquish all authority and right in and over, and shall transfer and deliver to the county court of the state of Oregon for the county of Multnomah, the complete possession and control of all the bridges and ferries now owned and operated by the city of Portland, and over which said bridge commission has any power or authority; and from and after the taking effect of this act, the said county court of Multnomah county shall assume and take complete possession and control of all the bridges and ferries now owned and operated by the said city of Portland, or which may be acquired under the provisions of this act, and said county court of Multnomah county shall maintain and operate the same and shall have the power and authority —

1. To employ, hire, and discharge from time to time all such agents, workmen, laborers, and servants as it may deem necessary in the conduct and management of said bridges and ferries, and the bridges and ferry acquired under this act.

2. To make all needful rules and regulations for the conduct, management, and use of the same by said city, the inhabitants thereof, and the public in general.

3. To establish rates for the use thereof by the street railway companies, and other companies and corporations not entitled to

the free use of the same, and also to establish rates of toll for the use thereof by vehicles not to exceed five cents on vehicles drawn by one animal, and ten cents on all other vehicles per single trip, and two cents each for horses and cattle, if authorized so to do by a vote of the taxpayers of said city as herein provided.

4. To pay the interest on the bonds heretofore issued under the acts herein repealed, and also on any bonds which may be issued under this act as fast as the same shall become due and payable, and the said county court of Multnomah county is hereby directed to make provision for and pay such interest.

5. To do any other acts or make any other regulations necessary for the conduct of its business, and the due execution of the powers and authority given by this act and not contrary to law.

Section 28. The county court of Multnomah county shall annually levy a tax upon all the taxable property within the county of Multnomah sufficient after deducting any revenues received from rental and tolls upon such vehicles, if any such be collected, to pay the interest accrued and to accrue upon the bonds hereby authorized to be issued, and all bonds heretofore authorized to be issued for the purchase, construction, and acquisition of bridges and ferries by the city of Portland, and to maintain and keep in good condition and repair during the ensuing year all the bridges and ferries now owned or acquired by the city of Portland, and the bridges and ferries to be leased, acquired, and established, as in this act contemplated, and to pay the annual rental for the upper deck of the steel bridge, which tax shall be levied and collected in manner and form as other taxes are levied and collected by Multnomah county. After the expiration of ten years from the time of the passage of this act, in addition to the sum in this act provided to be levied and collected annually for payment of interest, maintenance, operation, repairs, and rentals, there shall be levied and collected annually by the county court of Multnomah county, a tax equal in amount to one twentieth part of the bonds then outstanding and issued for the purchase, construction, and acquisition of bridges and ferries by the city of Portland; and such levy and collection to be apportioned, made, and collected in like manner as other taxes by law are required to be levied and collected, which fund so raised shall be used as a sinking fund for the purpose of paying off and retiring the bonds issued for the purchase, construction, and acquisition of said bridges and ferries.

Section 29. All moneys collected for tolls, rentals from street railways, or otherwise, for the use of said bridges and ferries, as well as other earnings derived therefrom, shall be paid to the county treasurer of Multnomah county, who shall have the care and custody of such moneys, and which shall be known as the

bridge fund, and the moneys in said fund shall be only paid out under the direction and by authority of the said county court of Multnomah county. The county treasurer of Multnomah county shall from time to time, whenever and as required by the county court of said county, give additional bond or undertaking in such amount or amounts as said county court may require, to be approved by said court, for the safe keeping and accounting for of all moneys coming into his hands by virtue of this act.

Section 30. The bonds of the city of Portland heretofore issued to the extent of five hundred and fifty thousand dollars for the purchase, construction, and acquisition of free bridges and ferries, as well as the bonds to be issued under the provisions of this act, to the extent of two hundred thousand dollars, are hereby validated, and confirmed as existing, valid, and binding obligations of the city of Portland, and said city of Portland is hereby directed and required to pay as the same matures the half-yearly interest on all said bonds, as evidenced by the coupons attached thereto, but only in the event that the county court of Multnomah county fails, neglects, or does not provide for the prompt payment thereof as by this act said county court of Multnomah county is required to do, and at the maturity of the said bonds the said city of Portland is required and directed to pay the sum named therein to the holders thereof, unless the same shall be paid off and returned as provided for in section 28 of this act.

Section 31. The county court of Multnomah county shall establish and maintain a ferry across the Willamette river at some suitable point in what was formerly known as Sellwood, and now is a part of the consolidated city of Portland, on the east bank of said river to a point opposite thereto on the west bank of the said river, and shall cause to be used such of the ferry-boats as may be acquired by the said county court of Multnomah county, under the provisions of this act; *provided*, the cost of maintenance of such a ferry shall not exceed the sum of two thousand four hundred dollars per annum.

Section 32. The bridge commission of the city of Portland, mentioned in this act, and all its officers and agents are hereby authorized, empowered, and directed to turn over, and deliver to the county court of Multnomah county, all and singular the bridges, ferries, and property of every kind under their control and supervision, and also all moneys, books, papers, records, plans, specifications, contracts, rights, privileges, and property of every description and nature belonging to the same, or connected therewith, or in the possession or under the control of said bridge commission.

Section 33. All just claims, demands, and liabilities against

said bridge commission for maintaining and operating free bridges and ferries remaining unpaid, and existing at the time this act goes into effect, shall be presented to the county court of Multnomah county, and shall be audited and allowed when found correct and just, and paid and discharged by said county court of Multnomah county.

Section 34. That an act entitled "An act to authorize the cities of Portland, East Portland, and Albina to construct, purchase, or acquire, by condemnation or other means, one or more bridges across the Willamette river, between the city of Portland and the city of East Portland, in Multnomah county, Oregon, which bridge or bridges shall be free to all pedestrians and all classes of vehicles and traffic, except railways and street railways," filed in the office of the secretary of state February 18, 1891, and also an act entitled "An act to authorize the bridge committee and bridge commission, created and provided for in the act filed in the office of the secretary of state February 18, 1891, entitled 'An act to authorize the cities of Portland, East Portland, and Albina to construct, purchase, or acquire, by condemnation or other means, one or more bridges across the Willamette river, between the cities of Portland and East Portland, in Multnomah county, Oregon, which bridge or bridges shall be free to all pedestrians and all classes of vehicles and traffic, except railways and street railways,' and to acquire, establish, and operate a free ferry," filed in the office of the secretary of state February 22, 1893, and all acts and parts of acts in conflict herewith are hereby repealed.

Section 35. That inasmuch as there is great public need for free transportation between the central portions of the said city across the Willamette river, and of making said Morrison-street bridge and said Stark-street ferry and the upper deck of said steel bridge free, and the public interest and convenience will be promoted by immediately acquiring the same for the public use, either by purchase, lease, or condemnation, as hereinbefore set out, an emergency exists, and this act shall take effect and be in force from and after its approval by the governor.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

On motion of Mr. Paxton, the house concurred in the amendments.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 16, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 67,—a bill for an act to define and punish an attempt to break and breaking into any railway car situated in the state of Oregon, and to protect property therein contained.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 16, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 248, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 16, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 111, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 16, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 277, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
 Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 16, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 8, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
 Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 16, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 50, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
 Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 16, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 334, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 16, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 330, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

JOINT CONVENTION.

The joint convention of February 16, 1895, was called to order at 12 o'clock m. by the president of the senate, Hon. Joseph Simon.

The chief clerk of the senate called the roll of the senate and all the senators were present, except Senators Alley, Calbreath, Carter, Smith of Clatsop, and Steiwer.

The chief clerk of the house called the roll of the house and all the representatives were present, except Representatives Blundell, Boothby, Cooper, Conn, Scott, Smith of Clackamas, Smith of Linn, Templeton, and Yates.

The following named gentlemen were announced as being paired on the vote for United States senator: Alley with Calbreath, Steiwer with Smith of Clatsop, Carter with Cooper, Blundell with Yates, Boothby with Conn, Smith of Linn with Templeton, and Smith of Clackamas with Scott.

There being no objection, the reading of the journal of the proceedings of the joint convention of yesterday, the 15th instant, was dispensed with.

The president announced that as no person had received a ma-



majority of all the votes cast for United States senator for Oregon in the joint convention of yesterday, the 15th instant, there had been no election, and directed the calling of the roll of the joint convention for the purpose of voting for United States senator.

The roll was called, and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Beach, Bridges, Brownell, Calvert, Cardwell, Cleeton, Daly, David, Dawson, Denny, Gesner, Gowan, Gowdy, Hobson, Long, Maxwell, McCracken, McGinn, McGreer, Mintie, Moorhead, Myers, Patterson of Marion, Paxton, Price, Sehlbrede, Shutrum, Smith of Polk, Smith of Josephine, Stanley, Thompson, Woodard, Mr. Speaker, and Mr. President—35.

Those voting for Hon. J. H. Raley were: Messrs. Beckley, Butler, Cogswell, Huston, McAlister, and Smith of Sherman—6.

Those voting for Hon. J. K. Weatherford were: Mr. Raley—1.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vanderbilt, and Young—10.

Those voting for Hon. Geo. H. Williams were: Messrs. Baker, Barkley, Burke, Cole, Coon, Craig, Curtis, Davis, Dunn, Gates, Guild, Gurdane, Hillegas, Hofer, Hope, Johnson, Keyt, Lester, Lyle, McClung, Patterson of Grant, Rinearson, Tigard, and Wright—24.

Absent—Messrs. Alley, Blundell, Boothby, Calbreath, Carter, Conn, Cooper, Denny, Scott, Steiwer, Smith of Clackamas, Smith of Clatsop, Smith of Linn, Templeton, and Yates—14.

Total number of votes cast—76.

The president announced that as no person had received a majority of all the votes cast there had been no election.

On motion of Representative Bridges, the joint convention adjourned.

Mr. Curtis moved that the house take up house bill No. 165.

The motion prevailed.

House bill No. 165 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Bridges, Buckman, Burke, Burleigh, Cardwell, Cleeton, Cole, Conn, Coon, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Keyt, Lester, Long, Lyle, McCracken, McGeer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Thompson, Tigard, Wright, Young, and Mr. Speaker—51.

Nays—Messrs. Calvert and Jeffrey—2.



Absent—Messrs. Blundell, Boothby, Cooper, Smith of Clackamas, Smith of Linn, Templeton, and Yates—7.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Mr. Burleigh, the house adjourned.

R. E. MOODY,  
Chief clerk.

---

MONDAY, FEBRUARY 18, 1895.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 18, 1895. }

The house was called to order at 9:00 o'clock a. m. by the speaker.

The roll was called and all the members were present, except Messrs. Beach, Boothby, Bridges, Calvert, Cardwell, Cole, Conn, Coon, Cooper, Craig, Daly, Guild, Gurdane, Keyt, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Patterson, Paxton, Rinearson, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, and Young.

As there was no quorum, on motion of Mr. Hofer, the house adjourned to 10:30 o'clock a. m.

R. E. MOODY,  
Chief clerk.

---

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 18, 1895. }

The house was called to order at 10:30 o'clock a. m. pursuant to adjournment, by the speaker.

The roll was called and all the members were present, except Messrs. Bridges, Burke, Calvert, Cardwell, Cooper, Gurdane, Hope, Long, McCracken, Moorhead, Rinearson, Smith of Clackamas, Smith of Josephine, and Smith of Linn.

The session was opened with prayer by Rev. H. L. Barkley of Woodburn.

On motion of Mr. Hofer, the reading of the journal of Saturday was dispensed with.

Mr. Hofer, chairman of the committee on revision and correction of journal, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 18, 1895. }

*Mr. Speaker:*

Your committee on revision and correction of journal, to whom was referred the journal of February 15th, beg leave to report that we have had the same under consideration, and respectfully report back to the house that we have examined the same and find it correct.

E. HOFER,  
Chairman.

On motion of Mr. Gowdy, the report was adopted.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 16, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 114, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 16, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house

bill No. 281, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 16, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 118, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 16, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 314, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 16, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house

bill No. 346, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 16, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 184, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 16, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 295, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHEBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 16, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house

bill No. 56, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 16, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 137, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 16, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 87, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 16, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house

bill No. 224, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 16, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 282, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 16, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 335, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Gowdy, chairman of the special committee, to whom was referred house bill No. 361, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 15, 1895. }

*Mr. Speaker :*

Your special committee, to whom was referred house bill No. 361, beg leave to report that we have had the same under con-

sideration, and respectfully report it back to the house with the recommendation that it do pass.

J. T. GOWDY,  
Chairman.

Mr. Gowdy moved that the rules be suspended and that the bill be considered engrossed and placed on final passage.

The motion prevailed.

House bill No. 361 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Buckman, Burke, Burleigh, Cleeton, Cole, Coon, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Hillegas, Hofer, Hope, Huffman, Keyt, Lester, McGreer, Mintie, Myers, Nealon, Patterson, Paxton, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Tiggard, Wright, Young, and Mr. Speaker—41.

Nays—None.

Absent—Messrs. Boothby, Bridges, Calvert, Cardwell, Conn, Cooper, Gurdane, Jeffrey, Long, Lyle, McCracken, Moorhead, Rinearson, Smith of Clackamas, Smith of Josephine, Smith of Linn, Templeton, Thompson, and Yates—19.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Messrs. Barkley and Dunn demanded a call of the house.

The roll was called and all the members were present, except Messrs. Beach, Blundell, Bridges, Calvert, Cardwell, Cooper, Gurdane, Long, McCracken, Moorhead, Rinearson, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, and Yates.

There being a quorum present, on motion of Mr. Sehlbrede, further proceedings under call of the house were dispensed with.

On motion of Mr. Dunn, house bill No. 23 was made a special order at 2:30 o'clock p. m. today.

House bill No. 159 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Buckman, Burleigh, Cleeton, Cole, Coon, Craig, Curtis, Daly, David, Dunn, Gates, Gowdy, Guild, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Lyle, McGreer, Mintie, Nealon, Patterson, Paxton,

Scott, Sehlbrede, Shutrum, Stanley, Smith of Clackamas, Smith of Polk, Tigard, Wright, Young, and Mr. Speaker—41.

Nays—Mr. Stewart—1.

Absent—Messrs. Bridges, Burke, Calvert, Cardwell, Conn, Cooper, Davis, Gurdane, Long, McCracken, Moorhead, Myers, Rinearson, Smith of Josephine, Smith of Linn, Templeton, Thompson, and Yates—18.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Guild, chairman of the special committee appointed to investigate the books and accounts of the state food and dairy commissioner, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 16, 1895. }

*Mr. Speaker:*

Your special committee, appointed to investigate the books and accounts of the state food and dairy commissioner, find upon inquiring that it is the duty of the secretary of state to make such investigation. In view of this fact, I move you that the committee be discharged.

H. G. GUILD,  
Chairman.

On motion of Mr. Guild, the report was adopted.

House bill No. 379. Mr. Baker. A bill for an act to provide time and manner for payment of taxes and extending time for sales of property for taxes.

Mr. Baker moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Buckman, Burke, Cleeton, Cole, Coon, Craig, Curtis, Daly, David, Dunn, Gates, Gowdy, Guild, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Lyle, McGreer, Mintie, Patterson, Paxton, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Templeton, Thompson, Tigard, Wright, Young, and Mr. Speaker—41.

Nays—Mr. Burleigh—1.

Absent—Messrs. Bridges, Calvert, Cardwell, Conn, Cooper, Davis, Gurdane, Long, McCracken, Moorhead, Myers, Nealon, Rinearson, Smith of Clackamas, Smith of Linn, Smith of Josephine, Smith of Polk, and Yates—18.



So the rules were suspended and the bill was read first time by title only and passed to second reading.

Mr. Baker moved that the rules be further suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Buckman, Burke, Burleigh, Cleeton, Cole, Coon, Craig, Curtis, Daly, Dunn, Gates, Gowdy, Guild, Hillegas, Hofer, Hope, Huffman, Keyt, Lester, Lyle, McGreer, Mintie, Patterson, Paxton, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Tigard, Wright, Young, and Mr. Speaker—40.

Nays—Mr. Jeffrey—1.

Absent—Messrs. Bridges, Calvert, Cardwell, Conn, Cooper, David, Davis, Gurdane, Long, McCracken, Moorhead, Myers, Nealon, Rinearson, Smith of Linn, Smith of Josephine, Templeton, Thompson, and Yates—19.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the committee on assessment and taxation.

On motion of Mr. Hofer, the house took up the sixth order of business.

Unanimous consent being given, Mr. Burke introduced house resolution No. 41.

#### HOUSE RESOLUTION NO. 41.

*Resolved*, That the secretary of state be authorized to furnish each member of the house volumes XXI, XXII, XXIII, XXIV, and XXV of the Oregon supreme court reports.

Mr. Burke moved that the resolution be adopted.

The motion was lost.

The resolution was referred to the committee on resolutions.

House bill No. 355 coming on for second reading, was read second time.

The bill was referred to the committee on corporations.

House bill No. 357 coming on for second reading, was read second time.

The bill was referred to the committee on assessment and taxation.

House bill No. 362 coming on for second reading, was read second time.

The bill was referred to the committee on mining.

House bill No. 380. Mr. Sehlbrede. (By unanimous consent.) A bill for an act to legalize a defective remission of fines and costs.

Mr. Sehlbrede moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Cleeton, Cole, Conn, Coon, Craig, Curtis, David, Dunn, Gowdy, Guild, Gurdane, Hillegas, Hope, Huffman, Keyt, Lester, Long, Lyle, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Scott, Sehlbrede, Shutrums, Stanley, Smith of Clackamas, Smith of Polk, Smith of Josephine, Tigard, Wright, Young, and Mr. Speaker—43.

Nays—Messrs. Burleigh and Jeffrey—2.

Absent—Messrs. Beach, Calvert, Cardwell, Cooper, Daly, Davis, Gates, Hofer, McCracken, Rinearson, Stewart, Smith of Linn, Templeton, Thompson, and Yates—15.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

Messrs. Sehlbrede and Blundell demanded a call of the house.

The roll was called and all the members were present, except Messrs. Beach, Bridges, Burke, Calvert, Cardwell, Conn, Cooper, Daly, Davis, Gates, Gurdane, Hofer, Hope, Lester, Long, McCracken, Moorhead, Myers, Rinearson, Stewart, Smith of Josephine, Smith of Linn, Templeton, Thompson, Wright, and Yates.

On motion of Mr. Sehlbrede, further proceedings under call of the house were dispensed with.

Mr. Sehlbrede moved that the rules be further suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Cleeton, Cole, Conn, Coon, Craig, Curtis, David, Dunn, Gowdy, Guild, Gurdane, Hillegas, Hope, Huffman, Keyt, Lester, Long, Lyle, McGreer, Mintie, Myers, Nealon, Patterson, Paxton, Scott, Sehlbrede, Shutrums, Stanley, Smith of Clackamas, Smith of Polk, Smith of Josephine, Tigard, Wright, Young, and Mr. Speaker—42.

Nays—Messrs. Burleigh and Jeffrey—2.

Absent—Messrs. Beach, Calvert, Cardwell, Cooper, Daly, Davis, Gates, Hofer, McCracken, Moorhead, Rinearson, Stewart, Smith of Linn, Templeton, Thompson, and Yates—16.

So the rules were suspended and the bill was read second time by title only.

On motion of Mr. Sehlbrede, the bill was referred to the delegation from Douglas county, with leave to report at any time.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 18, 1895. }

*Mr. Speaker:*

Your committee on enrolled bills; to whom was referred house bill No. 130, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 18, 1895. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house bill No. 364, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

The speaker announced that he was about to sign house bills Nos. 130 and 364, and soon thereafter declared that he had signed the same.

House bill No. 363 coming on for second reading was read second time.

The bill was referred to the committee on agriculture.

House bill No. 368 coming on for second reading, was read second time.

The bill was referred to the committee on public lands, with leave to report at any time.

House bill No. 369 coming on for second reading, was read second time.

The bill was referred to the committee on railways and transportation, with leave to report at any time.

House bill No. 370 coming on for second reading, was read second time.

The bill was referred to the committee on roads and highways.

House bill No. 371 coming on for second reading, was read second time.

The bill was referred to the committee on mining.

Mr. Long, chairman of the committee on assessment and taxation, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 16, 1895. }

*Mr. Speaker:*

Your committee on assessment and taxation, to whom was referred house bill No. 17, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

J. M. LONG,  
Chairman.

House bill No. 372 coming on for second reading, was read second time.

The bill was referred to the committee on claims.

House bill No. 373 coming on for second reading, was read second time.

The bill was referred to the committee on agriculture, with leave to report at any time.

Mr. Smith of Josephine was granted unanimous consent to have house bill No. 115, taken from the desk and returned to the committee on education for correction, with leave to report at any time.

House bill No. 374 coming on for second reading, was read second time.

The bill was referred to the committee on salary of state and county officers.

House bill No. 375 coming on for second reading, was read second time.

The bill was referred to the committee on alcoholic traffic, with leave to report at any time.

The joint committee appointed to examine the management of the state penitentiary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February —, 1895. }

*To the Honorable Legislative Assembly of the State of Oregon:*

Your joint committee, appointed to examine the books, business, and management of the penitentiary, have visited the prem-

ises and have conducted a full and complete examination of all its books, and have fully observed the manner and method of doing business at the institution, and herewith submit the following report:

We find the appropriations for the fiscal years 1893 and 1894 to be as follows: General expenses, fifty thousand dollars; superintendent, three thousand dollars; wardens, four thousand two hundred dollars; teamster and farmer, one thousand eight hundred dollars; bookkeeper, two thousand four hundred dollars; Shop guards, eight thousand dollars; guards, thirteen thousand two hundred dollars; engineer and plumber, one thousand eight dollars; watchmen, five thousand four hundred dollars; physician, one thousand two hundred dollars; firewood, four thousand dollars; repairs, fencing, etc., four thousand one hundred and fifty dollars; rogues' gallery, seven hundred dollars; total, ninety-nine thousand eight hundred and fifty dollars.

There has been disbursed during said fiscal years, commencing January 1, 1893, and ending December 31, 1894, for various purposes, eighty-four thousand three hundred and twenty-seven dollars and eighty-four cents, distributed as follows: General expense, forty-four thousands seven hundred and fifteen dollars and twenty-one cents; guards, ten thousand five hundred and sixty-one dollars and fifty-seven cents; shop guards, three thousand five hundred and ninety-three dollars; watchmen, five thousand and sixty-four dollars and fifteen cents; superintendent, three thousand dollars; wardens, four thousand two hundred dollars; bookkeeper, two thousand four hundred dollars; engineer and plumber, one thousand eight hundred dollars; teamster and farmer, one thousand eight hundred dollars; physician, one thousand two hundred dollars; firewood, four thousand dollars; repairing, one thousand five hundred and nine dollars and ninety-one cents; rogues' gallery, four hundred and eighty-four dollars; total, eighty-four thousand three hundred and twenty-seven dollars and eighty-four cents,—leaving a balance unexpended of fifteen thousand five hundred and twenty-two dollars and sixteen cents.

There was appropriated last legislature two thousand five hundred dollars for the purchase of land for the penitentiary. There has been fifty-eight and one eighth acres purchased with this money near the mute and reform schools for the use of the penitentiary. There was also appropriated at the same time fifty-two thousand five hundred dollars for extension of penitentiary, additional buildings, heating, etc. Of this amount twelve thousand two hundred and thirty-eight dollars and eighty-three cents has been expended in the construction of an extension to the south wing of the main building, leaving a balance on hand and

unexpended of forty thousand two hundred and sixty-one dollars and seventeen cents. The matter of heating the buildings ought not to be longer delayed. The boiler is old and worn out; likewise the heaters and pipes. The engineer states that the boiler cannot carry over sixty pounds pressure with safety. This is maintained with an outlay of two and one half cords of wood per day, which would be much less with a new and approved system of heating. The pipes and heaters are so defective that steam is constantly escaping on the grounds and in the buildings. When the new cells are placed in the new extension and required to be heated, the engineer states that the present apparatus has not sufficient capacity to heat the entire buildings. We therefore feel it incumbent upon us to recommend that thirteen thousand five hundred dollars, or so much thereof as may be required, be appropriated for the purpose of putting in a complete heating system. The superintendent informs us that this is the sum competent engineers have estimated to be required for the same.

The expense of maintaining the convicts during the last two fiscal years is seventy-eight thousand two hundred and thirty-three dollars and eighty-three cents, on a basis of three hundred and sixty, the daily average of convicts, we find the per capita cost for one year to be one hundred and eight dollars and sixty-five cents, or thirty cents per day. Now, in this computation, the convicts are charged the total expense, while, as a matter of fact, they should have credit for all the food consumed by nineteen employés. This showing, in comparison with former years, reflects great credit upon the economical and business methods pursued by Superintendent Downing.

The business of the penitentiary is calculated by quarters, the first quarter commencing January 1, 1893, and the last quarter ending March 31, 1894. During the eight quarters last past the average number of convicts per quarter is respectively, three hundred and eighty-three, three hundred and sixty-two, three hundred and fifty-eight, three hundred and fifty-six, three hundred and sixty-five, three hundred and seventy-two, three hundred and forty-six, and three hundred and forty-five. The daily average is three hundred and sixty. At the date of this report the convicts number three hundred and fifty-seven, and the tendency is a constant increase. It is the opinion of the superintendent and officers, based upon present indications, that there will be five hundred convicts by the next session of the legislature. The present capacity of the penitentiary is two hundred and twenty-eight cells, each arranged to accommodate two convicts; thirty-six cells, each arranged to accommodate one convict. These cells will not accommodate the number they seem to indicate, for the reason that diseased convicts and quarrelsome



convicts must each have a cell to himself. It may, therefore, be prudent to appropriate twelve thousand dollars for the purpose of constructing fifty-two new cells in the new extension, or whatever may be the estimated cost of the same, provided the same is actually needed.

The method of business adopted is very satisfactory. There is an original voucher containing the items of the creditor's account, duly verified by him, that the items charged are reasonable. This voucher is presented to the superintendent, who examines it, then makes a copy of the account, attaches a duplicate voucher, and certifies that the items charged are reasonable. The creditor receipts to the superintendent for the original voucher, which he takes to the secretary of state, upon which the secretary issues a warrant on the state treasurer for the amount. These vouchers are filed in the office of the secretary of state and superintendent, respectively. These vouchers and itemized accounts, to the number of three hundred and fifty-three, have been examined, compared, and computed by your committee, and found correct. The journal, ledger, specific appropriation-book, commissary-book, and minor books have been examined, compared, and checked, and were found to be correct and kept very neatly.

The law provides that each discharged convict is entitled to a suit of clothes valued at fifteen dollars and five dollars in cash. This account we have examined, as well as the account with the United States prisoners, and found them correct. The United States prisoners are incarcerated in the penitentiary, and upon their discharge furnished a suit of clothes valued at fifteen dollars and five dollars in cash. This is paid in the first instance by the superintendent, who is subsequently reimbursed by the United States. There is an account kept with each convict who has or receives any money. We examined these, also, and found them correct. There is great pains taken by the warden, Mr. Berry, who handles all the effects of the prisoners, to see that he gets every cent coming to him.

We are compelled to acknowledge that our work was greatly facilitated by the uniform courtesy of Superintendent Downing and Mr. Thompson, his efficient bookkeeper. These gentlemen were anxious and willing for us to make a full and complete examination into every book and department.

We furthermore beg leave to report, in accordance with your resolution No. —, that we visited the premises of the Oregon state stove foundry and examined the books of the same and manner of doing business as well as we could under the limited time at our disposal. The last legislature appropriated sixty-five thousand dollars for the purchase of the plant of the Northwest Foundry Company. Forty thousand dollars of this amount was

disbursed in the purchase of said plant; the remaining twenty-five thousand dollars was disbursed in operating expenses, purchasing material, and labor. This was called the Oregon state stove foundry fund, and was exhausted October 31, 1893. Then commenced the revolving fund, a fund arising from the sales of the stoves. At the close of the term ending December 31, 1894, this fund had earned thirty-one thousand three hundred and eighty-six dollars and sixty-three cents and disbursed for material and labor twenty-six thousand four hundred and ninety-eight dollars and forty-eight cents, leaving a balance in its favor of four thousand eight hundred and eighty-eight dollars and fifteen cents. The plant has not run constantly during the twenty months since it began operation. Three months of this time, approximately, it has not run. This has been due to such causes as the seasons, want of sufficient ready money at times, fluctuation of demand for the product, and, especially, the hard times.

There are employed about the plant seven free men and about one hundred and forty convicts, on the average. To increase the efficiency of the labor, a system of rewards is established. This consists in paying a small monthly money reward for good and careful work. Each convict who tries to do right is rewarded something, and in proportion to his efficiency. The scale averages about seventy cents per month.

This system cannot be too highly commended. Mr. R. B. Fleming, the able manager of the plant, inaugurated it under the very satisfactory régime of Mr. Geo. S. Downing.

All of which is respectfully submitted.

GEO. T. MYERS,  
Chairman on the part of the house.

A. J. JOHNSON,  
Chairman on the part of the senate.

On motion of Mr. Myers, the report was adopted.

Mr. Paxton moved that house bill No. 342 be recalled from the senate.

The motion prevailed.

Mr. Paxton moved that house No. 342 be re-referred to the committee on engrossed bills, with instructions to insert omitted amendments.

The motion prevailed.

#### JOINT CONVENTION.

The joint convention of February 18, 1895, was called to order at 12 o'clock m. by the president of the senate, Hon. Joseph Simon.

The chief clerk of the senate called the roll of the senate and



all the senators were present, except Senators Carter, McClung, Smith of Clatsop, and Steiwer.

The chief clerk of the house called the roll of the house and all the representatives were present, except Representatives Cooper, Moorhead, Smith of Linn, and Templeton.

The following named gentlemen were announced as being paired on the vote for United States senator: Carter with Cooper, Smith of Clatsop with Steiwer, Smith of Linn with Templeton, and McClung with Moorhead.

On motion of Senator Cogswell, the courtesies of the joint convention were extended to Senators Shaw and Dorr of Washington, and they were invited to seats within the bar.

There being no objection, the reading of the journal of the joint convention of Saturday, the 16th instant, was dispensed with.

The president announced that as no person had received a majority of all the votes cast for United States senator for Oregon in the joint convention of both houses on Saturday, the 16th instant, there had been no election, and directed the calling of the roll of the joint convention for the purpose of voting for United States senator.

The roll was called and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Beach, Blundell, Bridges, Brownell, Calbreath, Calvert, Cardwell, Cleeton, Conn, Daly, David, Dawson, Denny, Gesner, Gowan, Gowdy, Hobson, Long, Maxwell, McCracken, McGinn, McGreer, Mintie, Myers, Patterson of Marion, Paxton, Price, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Stanley, Thompson, Woodard, Mr. Speaker, and Mr. President—38.

Those voting for Hon. J. H. Raley were: Messrs. Beckley, Butler, Cogswell, Huston, McAlister, and Smith of Sherman—6.

Those voting for Hon. J. K. Weatherford were: Mr. Raley—1.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vanderburg, and Young—10.

Those voting for Hon. Geo. H. Williams were: Messrs. Alley, Baker, Barkley, Boothby, Burke, Cole, Coon, Craig, Curtis, Davis, Dunn, Gates, Guild, Gurdane, Hillegas, Hofer, Hope, Johnson, Keyt, Lester, Lyle, Patterson of Grant, Rinearson, Scott, Tigard, Wright, and Yates—27.

Absent—Messrs. Carter, Cooper, McClung, Moorhead, Smith of Clatsop, Smith of Linn, Steiwer, and Templeton—8.

Total number of votes cast—82.

The president announced that as no person had received a majority of all the votes cast there had been no election.

On motion of Representative Rinearson, the joint convention adjourned.

On motion of Mr. Patterson, the house adjourned until 2 o'clock p. m.

— R. E. MOODY,  
Chief clerk.

### AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 18, 1895. }

The house was called to order at 2 o'clock p. m., pursuant to adjournment, by the speaker.

The roll was called and all the members were present, except Messrs. Bridges, Burke, Cole, Conn, Coon, David, Keyt, Lester, Myers, Patterson, Paxton, Stewart, Smith of Clackamas, Smith of Polk, and Wright.

Mr. Curtis introduced house resolution No. 42.

#### HOUSE RESOLUTION NO. 42.

*Resolved*, That the regular sessions of the house be as follows: From 9 a. m. to 12 m.; from 2 p. m. to 5 p. m.; from 7:30 p. m. to 10 p. m.

On motion of Mr. Curtis, the resolution was adopted.

Mr. Gates introduced house resolution No. 43.

#### HOUSE RESOLUTION NO. 43.

Whereas there will in all probability remain upon the day fixed by the statute for adjournment a large amount of unfinished business which should have the consideration of this assembly; and whereas it appears at this time that such business cannot be duly considered for lack of time; therefore, be it

*Resolved*, That when this house does adjourn it shall be on Friday, March 1, 1895, and that the members of this house shall serve the additional time without compensation.

Mr. McCracken demanded a call of the house.

The roll was called and all the members were present, except Messrs. Bridges, Burke, Coon, Lester, Long, Myers, Stewart, and Smith of Clackamas.

On motion of Mr. Hofer, further proceedings under call of the house were dispensed with.

Mr. Burleigh moved to amend house resolution No. 43 by striking out "Friday, March 1st," and insert "Friday, February 22d."

Messrs. Hofer and Gates demanded the ayes and nays on the amendment.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Blundell, Bridges, Buckman, Burleigh, Cardwell, Cole, Daly, Gowdy, Huffman, Jeffrey, Long, McCracken, McGreer, Myers, Nealon, Paxton, Scott, Sehlbrede, Shutrum, Stewart, Smith of Josephine, Templeton, and Thompson—23.

Nays—Messrs. Baker, Barkley, Beach, Poothby, Calvert, Cleeton, Conn, Craig, Curtis, David, Davis, Dunn, Gates, Guild, Gurdane, Hillegas, Hofer, Hope, Keyt, Lester, Lyle, Mintie, Moorhead, Patterson, Rinearson, Stanley, Smith of Clackamas, Smith of Polk, Smith of Linn, Tigard, Wright, Yates, and Mr. Speaker—33.

Absent—Messrs. Burke, Coon, Cooper, and Young—4.

So the amendment was lost.

Mr. Paxton offered the following amendment to the resolution: Strike out "Friday, March 1st," and insert "Saturday, February 23, 1895, at 2 o'clock p. m."

Mr. Paxton moved the adoption of the amendment.

Mr. Patterson demanded a call of the house.

The roll was called and all the members were present, except Mr. Burke.

Mr. Smith moved that further proceedings under call of the house be dispensed with.

The motion prevailed.

Messrs. Hofer and Baker demanded the ayes and nays on the amendment.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Blundell, Bridges, Buckman, Burleigh, Cardwell, Cole, Conn, Daly, David, Gowdy, Huffman, Jeffrey, Keyt, Long, McCracken, McGreer, Nealon, Paxton, Scott, Sehlbrede, Shutrum, Stewart, Smith of Clackamas, Smith of Josephine, Templeton, Thompson, and Young—27.

Nays—Messrs. Baker, Barkley, Beach, Boothby, Calvert, Cleeton, Coon, Cooper, Craig, Curtis, Davis, Dunn, Gates, Guild, Gurdane, Hillegas, Hofer, Hope, Lester, Lyle, Mintie, Moorhead, Patterson, Rinearson, Stanley, Smith of Polk, Smith of Linn, Tigard, Wright, and Mr. Speaker—30.

Absent—Messrs. Burke, Myers, and Yates—3.

So the amendment was lost.

Mr. Hofer offered the following amendment: That the clerks

of the house be paid until adjournment, but that no clerks on any standing or special committees be employed on and after February 22d, except such as may be actually needed by the committees on engrossed and enrolled bills.

Mr. Paxton offered an amendment to the amendment that the committees on judiciary, ways and means, and assessment and taxation be allowed to retain their clerks until the close of session.

The amendment was accepted by Mr. Hofer.

The amendment was adopted.

Mr. Craig moved the previous question.

The motion prevailed.

Mr. Long moved the whole affair be laid on the table.

Messrs. Hofer and Craig demanded the ayes and nays on the motion.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Beach, Blundell, Buckman, Burleigh, Cardwell, Cole, Conn, Daly, Gowdy, Hope, Huffman, Jeffrey, Long, McCracken, McGreer, Myers, Nealon, Paxton, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Josephine, Templeton, and Thompson—27.

Nays—Messrs. Baker, Barkley, Boothby, Bridges, Calvert, Cleeton, Coon, Cooper, Craig, Curtis, David, Davis, Dunn, Gates, Guild, Gurdane, Hillegas, Hofer, Keyt, Lester, Lyle, Mintie, Moorhead, Patterson, Rinearson, Smith of Polk, Smith of Linn, Tigard, Wright, and Mr. Speaker—30.

Absent—Messrs. Burke, Smith of Polk, Yates, and Young—4.

So the motion to lay on the table was lost.

Messrs. Hofer and Baker demanded the ayes and nays on the adoption of the resolution.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Boothby, Calvert, Cleeton, Coon, Cooper, Craig, Curtis, Davis, Dunn, Gates, Guild, Gurdane, Hillegas, Hofer, Lester, Lyle, McGreer, Moorhead, Patterson, Rinearson, Smith of Polk, Smith of Linn, Tigard, Wright, and Mr. Speaker—27.

Nays—Messrs. Beach, Blundell, Bridges, Buckman, Burke, Burleigh, Cardwell, Cole, Conn, Daly, David, Gowdy, Hope, Huffman, Jeffrey, Keyt, Long, McCracken, Myers, Nealon, Paxton, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Josephine, Templeton, Thompson, and Young—31.

Absent—Messrs. Mintie and Yates—2.

So the resolution was lost.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 18, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that he has signed house bill No. 130.

And the same is herewith returned to you.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 18, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that he has signed house bill No. 364.

And the same is herewith returned to you.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 18, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that the senate has directed the return of house bill No. 342, as requested.

And the same is herewith returned to you.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 18, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that senate bill No. 45 is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 18, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that senate bill No. 160 is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 18, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that senate bill No. 162 is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

The speaker announced he was about to sign senate bills Nos. 45, 60, and 162, and soon thereafter declared that he had signed the same.

The special committee, to whom was referred house bill No. 160, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 15, 1895. }

*Mr. Speaker:*

Your special committee, to whom was referred house bill No. 160, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

## AMENDMENT.

Strike out the word "county," in the second line of the title of the bill, and insert after the word "Morrow" the words "and Baker counties."

AMENDMENT.

After the word "Morrow," in the second line of section 1, insert the words "and Baker."

J. S. BOOTHBY.  
JOHN C. YOUNG.

On motion of Mr. Boothby, the amendments were adopted.  
House concurrent resolution No. 24 was taken up.  
Mr. Craig moved to adopt the resolution.  
Mr. Cleeton moved to indefinitely postpone.  
The motion prevailed.  
House concurrent resolution No. 23 was taken up.  
Mr. Moorhead offered the following amendment:—

AMENDMENT.

That the insane asylum be included in the provisions of this resolution.

Mr. Moorhead moved the adoption of the resolution.

Mr. Sehlbrede moved to indefinitely postpone the whole affair.

The motion prevailed.

House bill No. 23 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Boothby, Buckman, Burke, Cardwell, Cleeton, Cole, Cooper, Craig, Curtis, Daly, Dunn, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, McCracken, McGreer, Mintie, Myers, Nealon, Patterson, Rinearson, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, and Young—36.

Nays—Messrs. Blundell, Bridges, Burleigh, Calvert, Gowdy, Moorhead, Scott, Sehlbrede, Shutrum, Stanley, and Mr. Speaker—11.

Absent—Messrs. Conn, Coon, David, Davis, Gates, Guild, Long, Lyle, Paxton, Smith of Clackamas, Tigard, Wright, and Yates—13.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 229 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Dunn, Gates, Gowdy, Guild, Gurdane, Huffman, Jeffrey, Lester, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Wright, Young, and Mr. Speaker—48.

Nays—Messrs. Hope and Lyle—2.

Absent—Messrs. Cole, Davis, Hillegas, Hofer, Keyt, Long, Rinearson, Smith of Clackamas, Smith of Josephine, and Yates—10.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 18, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 241,—a bill for an act to incorporate the city of Athena, in the county of Umatilla.

And the same is herewith transmitted to you for consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 18, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 201,—a bill for an act to regulate the practice of medicine and surgery in the state of Oregon, and to license physicians and surgeons; to punish all persons violating the provisions of this act, and to repeal all laws in conflict therewith, and declaring an emergency.

WALTER SINCLAIR,  
Chief clerk.

The following message was received from His Excellency, Governor Wm. P. Lord:—



MESSAGE FROM THE GOVERNOR.

STATE OF OREGON, EXECUTIVE DEPARTMENT, }  
SALEM, Oregon, }  
February 18, 1895. }

*To the Honorable the Speaker of the House:*

I am directed by the governor to inform you that he has approved and signed the following bill: House bill No. 364.

W. S. DUNNIWAY,  
Private secretary.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
SALEM, Oregon, }  
February 18, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 243,—a bill for an act to repeal sections 2371 and 2372 of Hill's annotated laws of Oregon, relating to the fees of county clerks and county sheriffs in the counties of Coos, Curry, Clatsop, Columbia, Josephine, Klamath, Lake, and Tillamook.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

The speaker called Mr. Paxton to the chair.

House bill No. 376 coming on for second reading, was read second time.

The bill was referred to the committee on judiciary, with leave to report at any time.

House bill No. 377 coming on for second reading, was read second time.

The bill was referred to the committee on engrossed bills.

House bill No. 378 coming on for second reading, was read second time.

The bill was referred to the committee on engrossed bills.

Third reading of house bills was taken up.

House bill No. 225 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Beach, Bridges, Buckman, Burke, Burleigh, Cleeton, Cole, Coon, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gur-

dane, Hillegas, Hope, Huffman, Keyt, Lyle, McGreer, Myers, Nealon, Patterson, Rinearson, Shutrum, Smith of Polk, Smith of Josephine, and Young—30.

Nays—Messrs. Baker, Barkley, Blundell, Boothby, Calvert, Cooper, Craig, Curtis, Hofer, Jeffrey, Lester, McCracken, Mintie, Moorhead, Paxton, Scott, Stanley, Stewart, Templeton, and Thompson—20.

Absent—Messrs. Cardwell, Conn, Long, Sehlbrede, Smith of Clackamas, Smith of Linn, Tigard, Wright, Yates, and Mr. Speaker—10.

So the bill failed to pass.

House bill No. 343 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Calvert, Cleeton, Cole, Cooper, Curtis, Daly, David, Davis, Gowdy, Gurdane, Huffman, Jeffrey, Keyt, Lester, Moorhead, Nealon, Patterson, Paxton, Sehlbrede, Stanley, Smith of Polk, Smith of Josephine, Templeton, Thompson, and Mr. Speaker—32.

Nays—Messrs. Coon, Craig, Hofer, Hope, Lyle, McGreer, Rinearson, Scott, Shutrum, Stewart, Smith of Linn, and Young—12.

Absent—Messrs. Burke, Burleigh, Cardwell, Conn, Dunn, Gates, Guild, Hillegas, Long, McCracken, Mintie, Myers, Smith of Clackamas, Tigard, Wright, and Yates—16.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 18, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 30, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 18, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 263, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHEBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 18, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 31, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 18, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 300, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 18, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 257, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 18, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 92, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 18, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 129, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 18, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 327, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 18, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 331, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

House bill No. 278, which was made a special order for this hour, was taken up.

Mr. Smith of Polk demanded a call of the house.

The roll was called and all the members were present, except Messrs. Bridges, Hillegas, Long, Mintie, Sehlbrede, Thompson, Tigard, Yates, and Mr. Speaker.

On motion of Mr. Cleeton, further proceedings under call of the house were dispensed with.

Mr. Beach was granted the privilege of inserting in the tenth line of section 11 of printed bill, after the word "same," the words "powers, dates, and."

House bill No. 278 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Beach, Buckman, Cardwell, Cleeton, Cole, Cooper, Davis, Long, Myers, Patterson, Paxton, Rinearson, Thompson, and Young  
— 14

Nays—Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Burke, Burleigh, Calvert, Conn, Coon, Craig, Curtis, Daly, David,

Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, McCracken, McGreer, Mintie, Moorhead, Nealon, Scott, Sehlbrede, Shutrums, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Tigard, and Mr. Speaker—41.

Absent—Messrs. Lyle, Smith of Josephine, Templeton, Wright, and Yates—5.

So the bill failed to pass.

The hour of 5 o'clock having arrived, the speaker declared the house adjourned.

R. E. MOODY,  
Chief clerk.

### EVENING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 18, 1895. }

The house was called to order at 7:30 o'clock p. m., pursuant to adjournment, by the speaker.

The roll was called and all the members were present, except Messrs. Burke, Cardwell, Conn, Guild, Hillegas, Mintie, Patterson, Paxton, Stewart, Smith of Polk, Tigard, and Wright.

On motion of Mr. Smith of Linn, senate bill No. 185 was taken up.

The special committee, consisting of the delegation from Douglas county, to whom was referred house bill No. 380, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 18, 1895. }

*Mr. Speaker:*

Your special committee, consisting of the delegation from Douglas county, to whom was referred house bill No. 380, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

J. E. BLUNDELL.  
C. A. SEHLBREDE.

Senate bill No. 185 was read first time and passed to second reading without question.

Mr. Templeton moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Gurdane, Hofer, Hope, Huffman, Jeffrey, Keyt, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Josephine, Smith of Linn, Templeton, Tigard, Yates, Young, and Mr. Speaker—49.

Nays—None.

Absent—Messrs. Beach, Bridges, Cardwell, Cleeton, Conn, Gates, Hillegas, Lester, Paxton, Smith of Polk, and Wright—11.

So the rules were suspended and the bill was read second time by title only and passed to third reading.

Mr. Smith of Linn moved that the rules be further suspended and that the bill be considered engrossed, read third time now, and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Keyt, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Beach, Cardwell, Gates, Jeffrey, Lyle, Paxton, Smith of Polk, and Wright—8.

So the bill was considered engrossed, read third time, and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Keyt, Lester, Long, Lyle, McCracken, McGreer, Moorhead, Myers, Nealon, Patterson, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—53.

Nays—None.

Absent — Messrs. Beach, Cardwell, Cleeton, Jeffrey, Mintie, Paxton, and Wright — 7.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Rinearson moved that senate bills Nos. 231, 1, and 104 be taken up.

The motion prevailed.

Senate bill No. 233 was read first time and passed to second reading without question.

Mr. Rinearson moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were —

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker — 57.

Nays — None.

Absent — Messrs. Beach, Cardwell, and Smith of Linn — 3.

So the rules were suspended and the bill was read second time by title only.

Mr. Rinearson moved that the rules be further suspended and that the bill be considered engrossed, read third time now, and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were —

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Calvert, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker — 53.

Nays — None.

Absent — Messrs. Burleigh, Cardwell, Cleeton, Conn, Lyle, Mintie, and Smith of Linn — 7.

So the rules were suspended and the bill considered engrossed, read third time, and placed on final passage.



The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Baker, Cardwell, Cleeton, Conn, Gates, Guild, Mintie, and Smith of Clackamas—8.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 1 was read first time.

Mr. Cole moved that the bill be indefinitely postponed.

Messrs. Paxton and Blundell demanded the ayes and nays on the motion.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Boothby, Bridges, Buckman, Burke, Burleigh, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Davis, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Lester, Lyle, Nealon, Patterson, Rinearson, Scott, Stewart, Smith of Linn, Templeton, Tigard, Wright, and Young—34.

Nays—Messrs. Blundell, Calvert, Cardwell, Conn, Daly, David, Dunn, Gates, Gowdy, Keyt, Long, McCracken, Moorhead, Myers, Paxton, Sehlbrede, Shutrum, Stanley, Smith of Clackamas, Smith of Polk, Smith of Josephine, Thompson, Yates, and Mr. Speaker—24.

Absent—Messrs. McGreer and Mintie—2.

So the bill was indefinitely postponed.

Senate bill No. 104 was read first time and passed to second reading without question.

Mr. Paxton moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, Mintie, Moorhead,

Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—57.

Nays—None.

Absent—Messrs. McGreer, Smith of Polk, and Wright—3.

Mr. Cole offered the following amendment:—

#### AMENDMENT.

Amend said bill (senate bill No. 104), by striking out all of section 232, on page 75, and insert in lieu thereof the following, to wit:

Section 232. This act shall be submitted for acceptance or rejection to a vote of the electors of the city of Portland; and for the purpose of taking the vote of the electors of said city for the acceptance or rejection of this act, an election shall be held in said city of Portland on the first Monday in June, A. D. 1895, to be conducted according to the existing laws regulating the election of councilmen of said city, as far as applicable, except as herein otherwise provided. Each elector who votes upon the acceptance or rejection of this act shall have been a resident of the city in which he casts his vote for a period of six months prior to the said election, and shall have printed or written upon his ballot, if voting for its acceptance, the words "For the new charter," and if voting for its rejection, the words "Against the new charter." The auditor of the city of Portland shall, within three days after such election, certify to the mayor of said city the result of such election, which certificate shall designate the number of votes given at such election for this act, and the number of votes given against this act, and the common council of said city shall, at the next regular meeting thereof after said election, canvass said votes, and declare and cause to be published in three or more newspapers, published in Multnomah county, Oregon, the result of such election. If a majority of all the votes given for and against the new charter at such election shall be given for the new charter, this act shall be deemed to be approved and accepted, and shall take effect at twelve (12) o'clock, noon, on the first Monday of July, A. D. 1895, except that the provisions of this act providing for and fixing salaries and compensation to be paid to the officers and employes of said city shall take effect from and after the first Monday in July, A. D. 1896, and not prior thereto, and shall not alter or affect the salary or compensation of the incumbents in office at the time of the acceptance of this act, as herein provided, and all officers filling offices at the time of the acceptance of this act, as herein pro-

vided, to which they have been elected by the people of said city, shall continue to serve during the term for which such officer has been elected, and shall receive the compensation received by him at said time during such term. And if a majority of such votes cast at such election shall be given against the new charter, then this act shall be deemed to be rejected and shall be void and of no effect.

Mr. Paxton moved to refer the bill and amendment to the delegation from Multnomah county.

Mr. Burke moved to indefinitely postpone the whole matter.

Mr. Barkley moved to lay on the table.

The motion was lost.

Messrs. Paxton and Myers demanded the ayes and nays on the question of indefinite postponement.

On this question the roll was called and the vote was:

Those voting aye were —

Messrs. Baker, Boothby, Bridges, Burke, Burleigh, Cole, Coon, Cooper, Craig, Curtis, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Lyle, Nealon, Patterson, Rinearson, Scott, Stewart, Smith of Linn, Templeton, Tigard, and Young — 27.

Nays — Messrs. Barkley, Beach, Blundell, Buckman, Calvert, Cardwell, Cleeton, Conn, Daly, David, Davis, Dunn, Gates, Gowdy, Keyt, Lester, Long, McCracken, Moorhead, Myers, Paxton, Sehlbrede, Shutrum, Stanley, Smith of Clackamas, Smith of Josephine, Thompson, Yates, and Mr. Speaker — 29.

Absent — Messrs. McGreer, Mintie, Smith of Polk, and Wright — 4.

So the motion to indefinite postpone was lost.

The motion to refer to the delegation from Multnomah county, to be reported back for action Wednesday evening, was then carried.

Senate bill No. 231 was read first time and passed to second reading without question.

Mr. Stanley moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were —

Messrs. Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Lester, Long, McCracken, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker — 48.

Nays — None.

Absent — Messrs. Baker, Calvert, Conn, Guild, Lyle, Keyt, Mc-

Greer, Rinearson, Scott, Smith of Polk, Smith of Josephine, and Wright—12.

So the rules were suspended and the bill was read second time by title only.

The bill was referred to the delegation from Yamhill county, with leave to report at any time.

House bill No. 380 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cole, Coon, Cooper, Craig, Daly, David, Davis, Dunn, Gates, Gowdy, Hillegas, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Moorhead, Myers, Nealon, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Josephine, Smith of Linn, Templeton, Thompson, Wright, Young, and Mr. Speaker—44.

Nays—Mr. Beach—1.

Absent—Messrs. Baker, Bridges, Cleeton, Conn, Curtis, Guild, Gurdane, Hofer, Lyle, Mintie, Patterson, Scott, Smith of Polk, Tigard, and Yates—15.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Long moved that house bill No. 200 be taken from the table and placed on final passage.

The motion prevailed.

Messrs. Hillegas and Dunn demanded a call of the house.

The speaker called Mr. Sehlbrede to the chair.

The roll was called and all the members were present, except Messrs. Baker, Bridges, Cole, Conn, Gates, Gurdane, Hofer, Lyle, McGreer, Mintie, Smith of Clackamas, Tigard, and Wright.

A quorum being present, on motion of Mr. Dunn, further proceedings under call of the house were dispensed with.

House bill No. 200 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Beach, Buckman, Cardwell, Cleeton, Cole, Curtis, Daly, David, Gates, Hope, Huffman, Lester, Long, Lyle, McCracken, Mintie, Patterson, Paxton, Rinearson, Stewart, Smith of Josephine, Thompson, and Young—23.

Nays—Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Burke, Burleigh, Calvert, Coon, Cooper, Craig, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Jeffrey, Keyt, McGreer, Moor-

head, Myers, Nealon, Scott, Sehlbrede, Shutrum, Smith of Linn, Templeton, Tigard, and Mr. Speaker—30.

Absent—Messrs. Conn, Guild, Smith of Clackamas, Smith of Polk, Stanley, Wright, and Yates—7.

So the bill failed to pass.

Mr. Long moved that house bills Nos. 13, 55, and 17 be made a special order for 2 o'clock p. m. tomorrow.

Mr. Smith of Josephine moved to include house bill No. 208.

Mr. Long accepted the amendment.

The motion prevailed.

The committee on railways and transportation, submitted the following report:—

# REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 18, 1895. }

*Mr. Speaker:*

Your committee on railways and transportation, to whom was referred house bill No. 275, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation, as amended by the chamber of commerce of Portland, Oregon, to read as follows:

# AMENDMENT.

A bill for an act to provide for the construction, or otherwise providing by and on behalf of the state of Oregon, of a portage railway around the obstruction in the Columbia river, existing between The Dalles and Celilo on said river.

*Be it enacted by the Legislative Assembly of the State of Oregon:*

Section 1. That the governor, secretary of state, and the state treasurer are hereby created a board, with full power and authority to, for, and on behalf of and in the name of the state of Oregon, to do, perform, carry out, and do all the acts, matters, and things hereinafter in this act specified and provided to be done, and all other acts and things incident or necessary to the full and complete carrying out and fulfilling of the objects, intents, and purposes of this act.

Section 2. To build, construct, equip, and maintain inclines and tracks from the navigable waters both below and above the obstruction in the Columbia river, existing between The Dalles and Celilo, on said river, to a connection with the tracks of the Oregon Railway and Navigation Company, so as to form, in connection with said track of said company, a complete and continuous track of portage railway from a suitable point on the navigable

waters below to some suitable point on the navigable waters above said obstruction, and to build all such wharves as may be reasonably necessary for the landing of steamboats, and the discharge and loading of freight at the two several ends of said portage road so made, from and onto steamboats, barges, or other crafts, and from and onto the said portage railroad, and to place therein any and all reasonable necessary machinery or other appliances for the convenient handling of said freight.

Section 3. To enter into a contract with the said Oregon Railway and Navigation Company, if it shall appear to them to be advantageous so to do, providing for the equipping and operating of said portage railway, and the prompt transfer of any and all passengers and freight of any and all kinds usually carried by transfer companies or lines between the several terminal points of said portage railway so made up as aforesaid, at rates fixed and agreed upon between said commissioners and said railroad company.

Section 4. Or if it shall fail to agree with said Oregon Railway and Navigation Company, as aforesaid, or in the event that having agreed with said company, it shall at any time fail or refuse to carry out said agreement on its part to the satisfaction of said commissioners, then and in that case, to, for, on behalf of, and in the name of the state of Oregon, to condemn in manner and form as right of way now be condemned by railroad and other corporations under the laws of the state of Oregon, a right to use so much of and such part of the track of said Oregon Railway and Navigation Company's track as it may be necessary or convenient to use in the making and operating of a continuous portage railway as is hereinbefore provided to be done by agreement with said company and of operating trains thereon on such terms and for such compensation to be made to said company for the use of its said track, as aforesaid, either by payment of mileage, tonnage, or otherwise, as may be adjudged reasonable, but in no event so as to prevent the reasonable use by said railroad company of said portion of its said track the use of which is so condemned and taken as a continuation or part of its through line, and so as to use it for the moving of its trains thereover in its regular business as now conducted, but nevertheless, not reserving to said company the right to use said part of its said track, the use of which is so condemned as a part of a portage railway to be hereafter set up and maintained by it, so as to obstruct the reasonable use thereof for said portage railway herein provided for.

Section 5. To equip, maintain, and operate the portage railroad provided for in section 4 hereof and regulate freights and fares thereon.



Section 6. In the event the said commissioners shall find it to be less expensive to construct a portage railway entire than to condemn a part of the track of the said Oregon Railway and Navigation Company's track, as hereinbefore provided to be done, then, and in that case, the said board of portage commissioners are authorized,—

*First*—To build, construct, run, equip, operate, and maintain a portage railway between the highest and lowest points of the navigable waters of the Columbia river, between The Dalles and Celilo, in Oregon, such as in their judgment shall be sufficient to meet the demands of transportation at these points.

*Second*—To build and construct all necessary wharves, switches, and approaches to the same; to purchase and provide said road with all necessary engines and rolling stock, and to purchase all needful, convenient, and necessary supplies for the successful construction, operation, and maintenance of the same.

*Third*—For and on behalf of the state, and in its name, to purchase all necessary land or rights of way, and for and on behalf of the state, and in its name, to condemn, by suit or action, all necessary or needful lands or rights of way in the same manner as is provided by the laws of this state for the condemnation of lands and rights of way by other corporations for public use, and therein to have the right, power, and authority to condemn any part of the right of way of any railroad company not actually occupied at this time by track in actual use.

*Fourth*—To employ all such aid as may be necessary to build, construct, operate, or maintain the same.

*Fifth*—To do and perform all other acts necessary or expedient for the successful construction, operation, or maintenance of said road.

Section 2. Said board shall commence to build, construct, run, operate, and maintain said road as soon as there are any available funds under the provisions of this act, and it shall be completed within one year from the passage of this act.

Section 3. Said board of commissioners, for the purpose of reimbursing the state, and for the purpose of running, operating, and maintaining said road, are hereby authorized and empowered to charge and collect freights and fares on said road, to be fixed and adjusted by the board; *provided*, that all property, or prisoners, or troops belonging to or under the control of the state of Oregon, shall be transported over said road free of charge.

Section 4. It shall be the duty of said board to keep suitable books, in which shall be entered a correct statement of all freights and passengers transported over said road; of all moneys paid out, to whom paid, and for what purpose; of all moneys received, and from what source; of all property owned by the state and

for the purposes aforesaid, and such books shall at all reasonable hours be open for the inspection of any person.

Section 5. Before any person employed by said board shall enter upon the discharge of any duty wherein or whereby he shall have the custody or handling of any money, he shall be duly sworn and required to execute a bond to the state of Oregon, to be approved by said board, in any sum not less than two thousand dollars, conditioned to the effect that he will faithfully and honestly discharge the duties of his trust, and account for and pay over all money received by him, or coming into his possession or control.

Section 6. It shall be the duty of said board to report to the legislative assembly of this state, biennially, everything done or performed by them under this act.

Section 7. The freights and fares charged and collected by said board shall be used in running, operating, and maintaining said road, and the surplus shall be paid into the state treasury and credited to the common school fund, for the purposes of distribution therefrom in a like manner as other school funds.

Section 8. That there be and is hereby appropriated out of the general fund of the state of Oregon the sum of three hundred thousand dollars (\$300,000) from any money not otherwise appropriated, for the uses and purposes aforesaid, and the secretary of state be and hereby is authorized to draw his warrants upon the state treasurer for said sum, or any part thereof, when directed to do so by the board.

Section 9. Inasmuch as the present means of transportation are inadequate to the great demands of the producers of eastern Oregon, this act shall take effect and be in force by and after its approval by the governor.

Mr. Thompson moved that the bill with amendments be indefinitely postponed.

The motion was lost.

Mr. Rinearson moved to make the bill a special order for tomorrow evening at 7:30 o'clock.

The motion prevailed.

House bill No. 381. Mr. Sehlbrede. An act to incorporate the city of Roseburg, Douglas county, and to define the powers thereof, and to repeal an act entitled an act to incorporate the city of Roseburg, approved October 3, 1872, and an act entitled an act to amend an act entitled an act to incorporate the city of Roseburg, approved October 19, 1880, and an act to amend an act entitled an act to incorporate the city of Roseburg, approved October 3, 1872, and also an act entitled an act to amend an act to incorporate the city of Roseburg, approved February 23, 1889;



also an act amendatory of said act filed in the office of the secretary of state February 19, 1891.

Mr. Rinearson moved that the rules be suspended and that the bill be read first time by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Gurdane, Hillegas, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—53.

Nays—None.

Absent—Messrs. Beach, Gates, Hofer, Lyle, McGreer, Smith of Linn and Wright—7.

So the rules were suspended and the bill was read first time by title only and passed to second reading.

Mr. Rinearson moved that the rules be further suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Gurdane, Hillegas, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, Mintie, Moorhead, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Beach, Gates, Hofer, Lyle, McGreer, Myers, Smith of Linn, and Wright—8.

So the rules were suspended and the bill was read first time by title only.

Mr. Rinearson moved that the rules be further suspended and that the bill be considered engrossed, read third time now, and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Gurdane, Hillegas, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton,

Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—53.

Nays—None.

Absent—Messrs. Beach, Gates, Hofer, Lyle, McGreer, Smith of Linn, and Wright—7.

So the rules were suspended and the bill considered engrossed, read third time, and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—55.

Nays—None.

Absent—Messrs. Beach, Curtis, Hofer, McGreer, and Smith of Linn—5.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The hour of 10 o'clock having arrived, the speaker declared the house adjourned.

R. E. MOODY,  
Chief clerk.

TUESDAY, FEBRUARY 19, 1895.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 19, 1895. }

The house was called to order at 9:00 o'clock a. m. by the speaker.

The roll was called and all the members were present, except Messrs. Bridges, Burke, Calvert, Craig, Dunn, Hofer, Keyt, Lyle, McCracken, Mintie, Patterson, Paxton, Rinearson, Smith of Clackamas, Tigard, Wright, and Yates.

The session was opened with prayer by Rev. I. D. Driver of Eugene.

On motion of Mr. Myers, the reading of the journal was dispensed with.

Mr. Blundell, chairman of committee on corporations, submitted the following report:—

# REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 15, 1895.

*Mr. Speaker:*

Your committee on corporations, to whom was referred house bill No. 366, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

J. E. BLUNDELL,  
Chairman.

Mr. Blundell called up house bill No. 366.

Mr. Blundell moved that the bill be considered engrossed and placed on final passage.

The motion prevailed.

House bill No. 366 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Buckman, Burleigh, Calvert, Cardwell, Cleeton, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Lester, Long, McGreer, Moorhead, Myers, Nealon, Scott, Sehlbrede, Shutrums, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Thompson, Tigard, Young, and Mr. Speaker—45.

Nays—None.

Absent—Messrs. Bridges, Burke, Cole, Guild, Keyt, Lyle, McCracken, Mintie, Patterson, Paxton, Rinearson, Smith of Clackamas, Templeton, Wright, and Yates—15.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Stanley, chairman of the special committee, to whom was referred senate bill No. 231, submitted the following report:—

Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—53.

Nays—None.

Absent—Messrs. Beach, Gates, Hofer, Lyle, McGreer, Smith of Linn, and Wright—7.

So the rules were suspended and the bill considered engrossed, read third time, and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—55.

Nays—None.

Absent—Messrs. Beach, Curtis, Hofer, McGreer, and Smith of Linn—5.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The hour of 10 o'clock having arrived, the speaker declared the house adjourned.

R. E. MOODY,  
Chief clerk.

TUESDAY, FEBRUARY 19, 1895.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 19, 1895. }

The house was called to order at 9:00 o'clock a. m. by the speaker.

The roll was called and all the members were present, except Messrs. Bridges, Burke, Calvert, Craig, Dunn, Hofer, Keyt, Lyle, McCracken, Mintie, Patterson, Paxton, Rinearson, Smith of Clackamas, Tigard, Wright, and Yates.

The session was opened with prayer by Rev. I. D. Driver of Eugene.

On motion of Mr. Myers, the reading of the journal was dispensed with.

Mr. Blundell, chairman of committee on corporations, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 15, 1895. }

*Mr. Speaker:*

Your committee on corporations, to whom was referred house bill No. 366, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

J. E. BLUNDELL,  
Chairman.

Mr. Blundell called up house bill No. 366.

Mr. Blundell moved that the bill be considered engrossed and placed on final passage.

The motion prevailed.

House bill No. 366 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Buckman, Burleigh, Calvert, Cardwell, Cleeton, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Lester, Long, McGreer, Moorhead, Myers, Nealon, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Thompson, Tigard, Young, and Mr. Speaker—45.

Nays—None.

Absent—Messrs. Bridges, Burke, Cole, Guild, Keyt, Lyle, McCracken, Mintie, Patterson, Paxton, Rinearson, Smith of Clackamas, Templeton, Wright, and Yates—15.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Stanley, chairman of the special committee, to whom was referred senate bill No. 231, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 19, 1895. }

*Mr. Speaker:* |

Your special committee, to whom was referred senate bill No. 231, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

C. STANLEY,  
 Chairman.

Mr. Stanley moved that the rules be suspended and that the bill be considered engrossed and placed on final passage.

The motion prevailed.

Senate bill No. 231 was read third time.

The question being, "Shall the bill pass?" the roll was called, and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Buckman, Burleigh, Calvert, Cardwell, Cleeton, Conn, Cooper, Curtis, Daly, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hope, Huffman, Jeffrey, Keyt, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Scott, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Young, and Mr. Speaker—42.

Nays—None.

Absent—Messrs. Bridges, Burke, Cole, Conn, Craig, Gates, Guild, Hofer, Lester, Lyle, Patterson, Paxton, Rinearson, Sehlbrede, Smith of Clackamas, Tigard, Wright, and Yates—18.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 19, 1895. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house bill No. 64, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
 Chairman.

The speaker announced that he was about to sign house bill No. 64 and soon thereafter declared that he had signed the same.

Mr. Smith of Linn, chairman of the committee on claims, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 18, 1895. }

*Mr. Speaker:*

Your committee on claims, to whom was referred house bill No. 96, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

T. F. SMITH,  
Chairman.

Mr. Smith of Linn, chairman of the committee on claims, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 18, 1895. }

*Mr. Speaker:*

Your committee on claims, to whom was referred house bill No. 69, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

T. F. SMITH,  
Chairman.

Mr. Smith of Linn, chairman of the committee on claims, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 18, 1895. }

*Mr. Speaker:*

Your committee on claims, to whom was referred house bill No. 77, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

T. F. SMITH,  
Chairman.

Mr. Smith of Linn, chairman of the committee on claims, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 18, 1895. }

*Mr. Speaker:*

Your committee on claims, to whom was referred house bill No. 323, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

T. F. SMITH,  
Chairman.

Mr. Smith of Linn, chairman of the committee on claims, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 18, 1895. }

*Mr. Speaker:*

Your committee on claims, to whom was referred house bill No. 287, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

T. F. SMITH,  
Chairman.

Mr. Smith of Linn, chairman of the committee on claims, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 18, 1895. }

*Mr. Speaker:*

Your committee on claims, to whom was referred house bill No. 292, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

T. F. SMITH,  
Chairman.



Mr. Smith of Linn, chairman of the committee on claims, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 18, 1895. }

*Mr. Speaker:*

Your committee on claims, to whom was referred house bill No. 58, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

T. F. SMITH,  
Chairman.

Mr. McCracken, chairman of the committee on commerce, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 18, 1895. }

*Mr. Speaker:*

Your committee on commerce, to whom was referred house bill No. 367, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

J. McCRAKEN,  
Chairman.

Mr. Barkley, chairman of the committee on education, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 18, 1895. }

*Mr. Speaker:*

Your committee on education, to whom was referred house bill No. 356, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

H. L. BARKLEY,  
Chairman.

Mr. Barkley, chairman of the committee on education, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 18, 1895. }

*Mr. Speaker:*

Your committee on education, to whom was referred house bill No. 11, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

H. L. BARKLEY,  
Chairman.

Mr. Barkley, chairman of the committee on education, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1895. }

*Mr. Speaker:*

Your committee on education, to whom was referred house bill No. 276, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

H. L. BARKLEY,  
Chairman.

Mr. Davis, chairman of the committee on irrigation, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 14, 1895. }

*Mr. Speaker:*

Your committee on irrigation, to whom was referred house bill No. 168, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

E. J. DAVIS,  
Chairman.

Mr. Stanley, chairman of the committee on labor, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 13, 1895. }

*Mr. Speaker:*

Your committee on labor, to whom was referred house bill No. 94, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

CALVIN STANLEY,  
Chairman.

Mr. Dunn, chairman of the committee on mining, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 18, 1895. }

*Mr. Speaker:*

Your committee on mining, to whom was referred house bill No. 362, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

GEO. W. DUNN,  
Chairman.

Mr. Dunn, chairman of the committee on mining, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 18, 1895. }

*Mr. Speaker:*

Your committee on mining, to whom was referred house bill No. 371, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

GEO. W. DUNN,  
Chairman.

Mr. Thompson, chairman of the committee on public lands, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 15, 1895. }

*Mr. Speaker :*

Your committee on public lands, to whom was referred house bill No. 148, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

E. H. THOMPSON,  
 Chairman.

Mr. Smith of Josephine, chairman of the committee on railways and transportation, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 15, 1895. }

*Mr. Speaker :*

Your committee on railways and transportation, to whom was referred house bill No. 230, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass, for the reason that under present condition it is unnecessary in this state.

ROBERT G. SMITH,  
 Chairman.

Mr. David, chairman of the committee on roads and highways, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 19, 1895. }

*Mr. Speaker :*

Your committee on roads and highways, to whom was referred house bill No. 296, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

J. E. DAVID,  
 Chairman.

Mr. David, chairman of the committee on roads and highways, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 19, 1895. }

*Mr. Speaker :*

Your committee on roads and highways, to whom was referred house bill No. 100, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

J. E. DAVID,  
Chairman.

Mr. David, chairman of the committee on roads and highways, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 19, 1895. }

*Mr. Speaker :*

Your committee on roads and highways, to whom was referred house bill No. 280, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

J. E. DAVID,  
Chairman.

Mr. David, chairman of the committee on roads and highways, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 19, 1895. }

*Mr. Speaker :*

Your committee on roads and highways, to whom was referred house bill No. 47, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

J. E. DAVID,  
Chairman.

Mr. David, chairman of the committee on roads and highways, submitted the following report:—

**REPORT.**

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 19, 1895. }

*Mr. Speaker:*

Your committee on roads and highways, to whom was referred house bill No. 288, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

J. E. DAVID,  
Chairman.

Mr. David, chairman of the committee on roads and highways, submitted the following report:—

**REPORT.**

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 19, 1895. }

*Mr. Speaker:*

Your committee on roads and highways, to whom was referred house bill No. 306, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:

**AMENDMENT.**

In last line of section 1, strike out "one thousand dollars" and substitute "two hundred and fifty dollars."

J. E. DAVID,  
Chairman.

On motion of Mr. David, the amendment was adopted.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

**REPORT.**

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 19, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred senate bill

No. 23, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,  
Chairman.

Mr. Long moved that house bills Nos. 8, 14, 179, 66, and 338 be taken up immediately after the special order on assessment and taxation this afternoon.

The motion prevailed.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 19, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 376, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,  
Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 19, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 260, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

O. F. PAXTON,  
Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 19, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill

consideration, and respectfully report it back to the house with the recommendation that it do pass.

C. H. BAKER,  
Chairman.

Mr. Daly, chairman of the committee on salary of state and county officers, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 15, 1895. }

*Mr. Speaker :*

Your committee on salary of state and county officers, to whom was referred house bill No. 293, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass, for the reason that its provisions are contained in house bill No. 338.

JOHN D. DALY,  
Chairman.

Mr. Daly, chairman of the committee on salary of state and county officers, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 15, 1895. }

*Mr. Speaker :*

Your committee on salary of state and county officers, to whom was referred house bill No. 174, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

JOHN D. DALY,  
Chairman.

Mr. Daly, chairman of the committee on salary of state and county officers, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 15, 1895. }

*Mr. Speaker :*

Your committee on salary of state and county officers, to whom



was referred house bill No. 172, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass.

JOHN D. DALY,  
Chairman.

Mr. Cleeton moved that house bill No. 338 be re-referred to the committee on salary of state and county officers, with instructions to amend regarding Columbia and Douglas counties.

The motion prevailed.

Mr. Daly, chairman of the committee on public library, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 19, 1895. }

*Mr. Speaker :*

Your committee on public library, to whom was referred house bill No. 133, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the amendments attached thereto, and heretofore submitted to and adopted by the house.

JOHN D. DALY,  
Chairman.

Mr. Daly, chairman of the committee on salary of state and county officers, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 12, 1895. }

*Mr. Speaker :*

Your committee on salary of state and county officers, to whom was referred house bill No. 66, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

#### AMENDMENT.

That all after the word and figure "section 1" be stricken out, and the following inserted in lieu thereof: "The governor of this state shall receive a salary of five thousand dollars per annum,

payable monthly. Each of the judges of the supreme court of the state shall receive a salary of four thousand dollars per annum, payable monthly, and the secretary of state is hereby directed to draw his warrant upon the state treasurer monthly in favor of the governor and each of the supreme judges for the amounts due them according to the provisions of this act."

#### AMENDMENT.

Strike out all of sections 2, 3, and 4.

#### AMENDMENT.

Strike out all of section 6 after the figure "6," and insert the following in lieu thereof: "That inasmuch as the salary of the governor and the judges of the supreme court is an inadequate compensation for the laborious duties devolving upon them by the constitution and the laws of the state, an emergency exists, and this act shall be in full force and effect after its passage and approval by the governor."

JOHN D. DALY,  
Chairman.

Mr. Craig, chairman of the committee on agriculture, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 18, 1895. }

*Mr. Speaker:*

Your committee on agriculture, to whom was referred house bill No. 363, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

DAVID CRAIG,  
Chairman.

Mr. Craig, chairman of the committee on agriculture, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 18, 1895. }

*Mr. Speaker:*

Your committee on agriculture, to whom was referred house

bill No. 373, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

DAVID CRAIG,  
Chairman.

Mr. Smith of Josephine, chairman of the committee on railways and transportation, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 19, 1895. }

*Mr. Speaker :*

Your committee on railways and transportation, to whom was referred house bill No. 177, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:

AMENDMENT.

Strike out all of section 3.

ROBERT G. SMITH,  
Chairman.

Mr. Smith of Josephine, chairman of the committee on railways and transportation, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 15, 1895. }

*Mr. Speaker :*

Your committee on railways and transportation, to whom was referred house bill No. 332, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

ROBERT G. SMITH,  
Chairman.

Mr. Smith of Josephine, chairman of the committee on railways and transportation, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 19, 1895. }

*Mr. Speaker:*

Your committee on railways and transportation, to whom was referred house bill No. 303, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:

## AMENDMENT.

Strike out the words "two hundred and fifty," in line four of section 2, and insert instead thereof the words "five hundred."

ROBERT G. SMITH,  
 Chairman.

Mr. Smith of Josephine, chairman of the committee on railways and transportation, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 15, 1895. }

*Mr. Speaker:*

Your committee on railways and transportation, to whom was referred house bill No. 34, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass, for the reason that it is covered by house bill No. 303, which is more just and equitable.

ROBERT G. SMITH,  
 Chairman.

Mr. Smith of Josephine, chairman of the committee on railways and transportation, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 15, 1895. }

*Mr. Speaker:*

Your committee on railways and transportation, to whom was referred house bill No. 329, beg leave to report that we have had the same under consideration, and respectfully report it back to

house with the recommendation that it do not pass, for the reason that the matters therein are covered by existing laws.

ROBERT G. SMITH,  
Chairman.

Mr. Smith of Josephine, chairman of the committee on railways and transportation, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 15, 1895. }

*Mr. Speaker:*

Your committee on railways and transportation, to whom was referred house bill No. 194, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass, for the reason that it would be dangerous and impractical to carry lime in bulk on steamboats, and that it would be unjust to require railroad companies to carry lime in bulk in less than carload lots. We are credibly informed that all railway companies carry lime in bulk in carload lots.

ROBERT G. SMITH,  
Chairman.

Mr. Lester, chairman of the committee on fisheries, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 19, 1895. }

*Mr. Speaker:*

Your committee on fisheries, to whom was referred house bill No. 125, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

C. F. LESTER,  
Chairman.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
SALEM, Oregon, }  
February 18, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has

passed senate bill No. 186,—a bill for an act to authorize and provide for the construction of a sewer for the relief of the sewer now used for the sewerage and drainage of the state insane asylum, state penitentiary, and state house.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 19, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred house bill No. 179, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,  
Chairman.

Mr. Paxton, chairman of the special committee, consisting of the delegation from Multnomah county, to whom was referred house bill No. 229, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 19, 1895. }

*Mr. Speaker:*

Your special committee, consisting of the delegation from Multnomah county, to whom was referred house bill No. 229, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment.

O. F. PAXTON,  
Chairman.

Mr. Daly, chairman of the committee on salary of state and county officers, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 12, 1895. }

*Mr. Speaker :*

Your committee on salary of state and county officers, to whom was referred house bill No. 338, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

AMENDMENT.

In section 1, page 4, after the words "Wasco county, two thousand dollars," insert "Wasco county, deputy, six hundred dollars."

AMENDMENT.

In section 1, page 2, after the words "Baker county," strike out "one thousand eight hundred dollars," and insert "one thousand five hundred dollars."

AMENDMENT.

In same section, same page, after the words "Baker county, one deputy," strike out "one thousand two hundred dollars," and insert "nine hundred dollars."

AMENDMENT.

In section 3, after the words "Baker county," strike out "one deputy, six hundred dollars," and insert in lieu thereof "one thousand two hundred dollars."

AMENDMENT.

In section 1, after the words "Columbia county, one deputy," insert "one thousand dollars."

AMENDMENT.

After the words "Benton county, one deputy," in line seven, strike out "one thousand two hundred dollars," and insert "eight hundred dollars."

AMENDMENT.

In section 1, after the words "Clatsop county," strike out "two thousand dollars," and insert in lieu thereof "two thousand two hundred dollars," and add "Clatsop county, one deputy, one thou-

sand three hundred dollars; Clatsop county, one deputy, one thousand two hundred dollars."

AMENDMENT.

In section 1, page 3, after the words "Polk county, one deputy," insert "nine hundred dollars."

AMENDMENT.

In section 1, page 3, after the words "Morrow county, two thousand four hundred dollars," insert the words "Morrow county, one deputy, eight hundred dollars."

AMENDMENT.

In section 1, page 2, after the words "Crook county, one thousand eight hundred dollars," strike out the words "Crook county, one deputy."

AMENDMENT.

In section 1, page 3, after the words "Harney county, one deputy," strike out "one thousand one hundred dollars," and insert in lieu thereof "nine hundred dollars."

AMENDMENT.

In section 1, page 3, strike out the words "Multnomah county, three thousand five hundred dollars"; "Multnomah county, one deputy, one thousand eight hundred dollars"; "Multnomah county, one clerk, one thousand two hundred dollars"; "Multnomah county, one deputy, nine hundred and sixty dollars"; "Multnomah county, one clerk, eight hundred and forty dollars."

AMENDMENT.

After the words "circuit courts," in line seven of section 2, insert the words "and county courts."

AMENDMENT.

In line eleven, section 2, after the words "Multnomah county," insert the words "clerk of county court."

AMENDMENT.

In line twelve of said section, after the words "Multnomah county" and before the words "one deputy," insert the words "clerk of the county court."



**AMENDMENT.**

In line thirteen of said section 2, after the words "Multnomah county" and before the words "four deputies," insert the words "clerk of county court."

**AMENDMENT.**

In line twenty-one of section 3, on page 7, after the words "county recorders," strike out the words "and county recorders."

**AMENDMENT.**

In line twenty-two of section 3, on page 7, after the words "circuit courts," insert the words "and clerks of county courts."

**AMENDMENT.**

In line twenty-three of said section 3, on page 7, after the words "circuit court," insert the words "and clerks of county courts."

**AMENDMENT.**

In section 3, on page 7, in lines thirty-nine and forty, strike out the words "when countersigned by the judge of the county court."

**AMENDMENT.**

In section 1, page 3, line five, after the words "Jackson county," strike out "three thousand dollars," and insert "one thousand eight hundred dollars," and add the words "Jackson county, one deputy, one thousand dollars."

**AMENDMENT.**

In section 3, line four, on page 7, strike out "one thousand five hundred dollars," and insert in lieu thereof "one thousand eight hundred dollars."

**AMENDMENT.**

In section 2, line fourteen, on page 5, after the words "Multnomah," insert the words "county clerk of county court."

**AMENDMENT.**

In same line, after the words "one deputy," insert "one thousand and eighty dollars."

## AMENDMENT.

In line fifteen, page 5, in section 2, after the word "county," insert the words "clerk of county court."

## AMENDMENT.

In same line, after the words "one deputy," insert "nine hundred and sixty dollars."

## AMENDMENT.

In section 2, on page 5, between lines fifteen and sixteen, insert the following words: "He may appoint such additional deputies as he may deem necessary, at a salary not to exceed three dollars per diem for each and every day actually employed. Multnomah, clerk of the circuit court, three thousand five hundred dollars; Multnomah, one deputy, one thousand eight hundred dollars; Multnomah, four deputies, each one thousand two hundred dollars; Multnomah, two deputies, each nine hundred dollars."

JOHN D. DALY,  
Chairman.

On motion of Mr. Daly, the amendments were adopted.

The majority of the committee on fisheries and game, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 19, 1895. }

*Mr. Speaker:*

Your committee on fisheries and game, to whom was referred house bill No. 297, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

## AMENDMENT.

Strike out the letter "a" and insert in lieu thereof the word "three" before the word "fish" in line 7 of the title of the printed bill.

## AMENDMENT.

Strike out the word "commissioner," in line seven of the title, and insert in lieu thereof the word "commissioners."

## AMENDMENT.

Strike out the word "his," where it first occurs in line eight of the title of the printed bill, and insert in lieu thereof the word "their."

## AMENDMENT.

Strike out the word "his," where it occurs the second time in line eight of the title of the printed bill, and insert in lieu thereof the word "their."

## AMENDMENT.

Strike out the word "salary," in line eight of the title of the printed bill, and insert in lieu thereof the word "salaries."

## AMENDMENT.

Strike out all after the enacting clause, and insert in lieu thereof the following:

Section 1. It shall not be lawful to take or fish for salmon in the Columbia river or its tributaries, or within three miles of the mouth of said Columbia river, by any means whatever, in any year hereafter, between the first day of March at 12 o'clock, noon, and the twentieth day of April at 12 o'clock, noon, or between the first day of August at 12 o'clock, noon, and the first day of October at 12 o'clock, noon; *provided*, that it shall not be lawful at any time within five years next after the approval of this act to take or fish for salmon by any means whatever in the Clackamas river, the Sandy river, the Deschutes river, or within one thousand feet of the mouth of the Clackamas river. It shall also be unlawful for any person to take or fish for salmon in any of the waters of the state of Oregon, or in any of the waters upon which the state has concurrent jurisdiction, at any time hereafter, by any means whatever, except with hook and line, or to can or otherwise pack salmon, or other food fishes, without first having obtained a license therefor, as hereinafter provided; and any person or persons fishing for or catching salmon in violation of this section, or fishing for salmon, or leaving or having any fish traps, weir, pound net, set net, gill net, fish wheel, seine, or other fishing gear in the water in condition to take or catch fish, or purchasing salmon so unlawfully caught, or having in his or their possession any such salmon, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined in a sum not less than fifty dollars nor more than two hundred and fifty dollars.

Section 2. It shall be unlawful to in any manner catch, kill, or destroy any salmon on or within one mile below any rack or

other obstruction erected across any river or stream for the purpose of obtaining fish for propagation under the supervision of the fish commission or by the authority of the United States government; and any person violating any of the provisions of this section shall be deemed guilty of a misdemeanor, and upon conviction thereof be fined in a sum not less than fifty dollars nor more than two hundred and fifty dollars; and any and all appliances used in the violation of this act, viz., boats, nets, traps, wheels, seines, or other appliances, shall be subject to execution for the payment of the fines herein imposed.

Section 3. It shall not be lawful for any person or persons to take or fish for salmon in the waters of any stream or bay in this state, except the Columbia, the Rogue, Siuslaw, and Tillamook rivers, and their tributaries, from the first day of November until the fifteenth day of December, or between the fifteenth day of April and the first day of June. Nor shall it be lawful to fish or take any salmon in Rogue river from November 1st to April 15th, nor from August 1st to September 1st. Nor shall it be lawful to fish for or take any salmon in the Tillamook river from the first day of November until the fifteenth day of December, nor between the fifteenth day of April and the fifteenth day of July. Nor shall it be lawful to fish for or take any salmon in the Siuslaw river between the twentieth day of November and the twentieth day of August in the succeeding year. Nor shall it be lawful at any time to in any manner catch, kill, or destroy any salmon in the waters of the Siuslaw above what is known as the government stone quarry at Point Terrace.

Section 4. It shall not be lawful for any pound net, set net, trap, weir, or other appliances for taking fish, to extend more than one third of the way across the breadth of any stream, channel, or slough at any time and place of such fishing; *provided*, it shall not be lawful for any person or persons to take or catch salmon in the waters of the Siuslaw river with any pound net, set net, trap, weir, seine, fish wheel, or any other appliance whatsoever, except with what is known as drift gill nets; and any person or persons violating any of the provisions of this section shall be deemed guilty of a misdemeanor, and upon conviction thereof be fined in a sum not less than fifty dollars nor more than two hundred and fifty dollars, or imprisoned in the county jail of the county wherein such offense is committed not less than twenty-five days nor more than one hundred and twenty-five days, or both, at the discretion of the court.

Section 5. It shall not be lawful to cast or pass, or allow to be cast or passed, into any waters of this state in which salmon or trout are wont to be, any lime, gas, coculus indicus, or any other substance deleterious to fish; and any person or persons violating

any of the provisions of this section shall be deemed guilty of a misdemeanor, and upon conviction thereof be fined in a sum not less than fifty dollars nor more than two hundred and fifty dollars.

Section 6. It shall be unlawful for any person or persons to receive, or have in his or their possession, or sell or offer for sale or transportation, or transport, during the close seasons named in this act, any chinook, steelheads, blueback, silverside, or other species of salmon, no matter when or where the same may be caught or taken.

Section 7. Any person or persons now owning or maintaining, or who shall hereafter construct or maintain, any dam or other obstruction across any stream in this state in which any salmon are wont to ascend, without providing a suitable fishway or ladder to enable the salmon to pass over such obstruction, to be constructed and maintained to the satisfaction of the fish commission, hereinafter provided for, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine as hereinafter provided; and said dam or obstruction may, in the discretion of the court, be abated as a nuisance. And it shall be unlawful for any person or persons to at any time catch or take salmon in the state of Oregon, or have any fishing gear in the waters of said state in a condition to take salmon within one thousand feet of any dam or obstruction in which any fishway or fish ladder has been constructed, whether such fish ladder is lawful or not.

Section 8. It shall be unlawful for any proprietor of any saw-mill of this state, or any employé therein, or any other person, to cast sawdust, planer shavings, or other lumber waste made by any lumbering manufacturing concern, or suffer or permit such sawdust, shavings, or other lumber waste to be thrown or discharged in any manner into the waters of this state, or the Columbia river, or to deposit the same where high waters will take the same in any of the waters of the state, or the Columbia river.

Section 9. Whenever the term "salmon" is used in this act, it shall be construed to include chinook, steelhead, blueback, silverside, and all other species of salmon.

Section 10. It shall be unlawful for any person or persons to place, or cause to be placed, in any of the rivers or waters of this state, or in any river or water over or upon which this state has concurrent jurisdiction, any fish trap, pound net, set net, gill net, seine, weir, or other appliance for taking salmon in a condition to take or catch salmon during any part of the close seasons herein above provided for, or to permit any such appliance in such rivers or waters longer than twenty-four hours after the close of any lawful fishing season.

Section 11. It shall be unlawful for any person or persons to place, or cause to be placed, in any of the rivers or waters of this state, or in any river or water over or upon which this state has concurrent jurisdiction, any fish wheel in a condition to take salmon, or in a position less than three feet above the surface of any such river or water, or covered or concealed in such manner that the position of the same cannot be clearly discerned from the nearest river bank during any part of the close seasons herein above provided for, or to permit the hoisting gear of said wheel to remain in any such river or water longer than twenty-four hours after the close of any lawful fishing season.

Section 12. It shall be the duty of all persons who purchase fish from fishermen or takers or catchers of fish for the purpose of selling them again for profit, to report to the fish commission on or before the fifteenth day of November of each year hereafter, the number of every species of fish, stated separately, so purchased by them, and the price paid for each fish, and if purchased by weight, the number of pounds and the price per pound.

Section 13. Any person desiring a license under the provisions of this act shall present in writing to the fish commission an application therefor, and such application shall state that the applicant is a citizen of the United States, or has declared his intention to become such one year prior to the making of the application, and that he is and has been for six months next prior to the making of such application an actual *bona fide* resident of the state of Oregon; *provided*, that any person who shall take out a license under the provisions of this section, who shall employ as boat puller, or assistant or laborer, any person not a citizen of the United States, or one who has declared his intention to become such, and a *bona fide* resident of the state of Oregon, shall forfeit his license. This provision shall not apply to cannerymen. Every person to whom a license shall be issued under this act shall pay therefor a license fee as follows: For each gill net or set net for which license is issued, the sum of two dollars and fifty cents annually, in advance, and for each pound net, trap, weir, fish wheel, seine, or other appliance for the catching or taking of salmon, the sum of twenty-five dollars annually, in advance. All persons engaged in the business of canning, or otherwise packing salmon or other food fishes, shall pay a license fee of two hundred dollars annually, in advance, for each cannery or packing establishment operated by them. Said fee or sums to be paid to the fish commission at the time of the application in writing.

Section 14. Each license issued under the provisions of this act shall be numbered and dated by the fish commission, shall specify the number of pound net, set net, gill net, fish wheel, trap,



or other appliance, and shall also contain the name of the person or persons to whom such license is granted. No license shall be issued to any person who is not a citizen qualified to vote for state officers within the state of Oregon according to the constitutional laws of this state. Licenses may be assigned or transferred to any resident and citizen of this state, who is also a citizen of the United States, or who has declared his intention to become such more than one year prior to the receiving of such license, or who has been a resident of this state for six months prior thereto, when any of the aforesaid appliances are sold or transferred, but notice in writing must be given to the fish commission of said transfer or assignment within twenty days of the date of the said transfer or assignment.

Section 15. It shall be the duty of the fish commission to collect the license fees hereinbefore provided for, and to pay all such sums so collected to the state treasurer monthly, taking his receipt therefor.

Section 16. Any person operating or using any pound net, weir, fish wheel, or other fixed appliance for taking salmon, shall cause to be placed in a conspicuous place on said net, trap, weir, fish wheel, or fixed appliance, the number designated by the fish commission at the time of issuing the license for operation thereof, said number to consist of black figures, not less than six inches in length, painted on white ground, and preceded by the letter "O"; and each pound net, trap, or weir shall, during the fishing season, between sunset and sunrise, show conspicuously a bright, white light. Any person owning or operating or using any seine, gill net, or set net for the purpose of taking salmon, shall cause to be branded on the corks at each end of the said net or seine, and upon the cork nearest the center thereof, the number designated by the fish commission at the time of issuing the license for the operation of said seine or net; said numbers shall consist of figures not less than half an inch in length, and preceded by the letter "O," and shall also cause to be placed upon the boat used to operate the said seine or net such license number, the same to consist of black figures, not less than six inches in length, painted on white ground, and preceded by the letter "O."

Section 18 [17]. For the purpose of enforcing the provisions of this act, there shall be appointed by the governor, within ten days after this act shall take effect, three competent persons, who shall be styled fish commissioners, and who together shall be denominated the fish commission, and whose term of office shall continue two years, and until their successors are chosen and qualified. Before entering upon their duties said fish commissioners shall each file with the secretary of state a bond, to be approved by the governor, in the sum of ten thousand dollars,

with two sureties, conditioned for the faithful performance of his duties, prescribed in this act.

Section 18. Each member of the fish commission shall give his time and attention to the duties of his office, and the powers and duties of each of the said commissioners and of the said commission shall be as in this act defined. They shall each receive as compensation the sum of seven hundred dollars per year, to be paid monthly, and each shall be allowed his actual traveling and other necessary expenses in the performance of his duties, not to exceed, however, the sum of three hundred dollars per year to each commissioner.

Section 19. It shall be the duty of the fish commissioner, and of every member thereof, to enforce the laws of the state and the provisions supplementary thereto, made by any county court or other proper authority, for the protection of salmon, and for this purpose the said commissioners shall visit suspected places and gather such information as may be in their power to do relative to infraction of such laws committed by any person. They shall also have authority to inspect all packages or boxes, held either for storage or shipment, that they have reason to believe contain evidence of infraction of any of the laws of this state for the protection of salmon; and if, upon diligent inquiry, they can discover evidence sufficient in their judgment to secure conviction of the alleged offenders, or shall have cause to believe that sufficient evidence exists to justify the same, any commissioner shall have authority, and it shall be his duty to at once institute proceedings to punish the said alleged offenders. It shall be the duty of the said commission and of each commissioner, and they are hereby given authority to have and exercise general supervision and management of such hatcheries for the propagation of salmon as have been already or may be hereafter established.

Section 20. Such actions or proceedings shall be commenced on the order of the fish commission, or any one of the said commissioners, in the name of the state of Oregon, by any district attorney in the district in which the offense shall be alleged to have been committed, and such actions shall be prosecuted to determination in the county where they shall be commenced.

Section 21. One half of all moneys received and of all fines collected under this act shall be paid to the informer and one half to the treasurer of the county in which the suits, actions, or proceedings shall have been tried, and the district attorney or treasurer of said county, upon the payment of any judgment, may satisfy the same of record as the attorney for the state. All moneys paid into the county treasury shall, within thirty days after receipt thereof, be paid to the state treasurer as being and become part of the fish commission fund.



Section 22. The said fish commission, or any member thereof, or any sheriff, deputy sheriff, or constable, may, with or without warrant, arrest any person violating any of the provisions of the law now in force or which may hereafter be enacted for the protection of salmon, and take such person before the justice of the peace or police judge, or other magistrate having jurisdiction, who shall proceed without delay to hear, try, and determine the matter and give and enter judgment according to the allegations and proofs.

Section 23. It shall be the duty of the fish commissioners to make and file with the governor, on or before the tenth day of December of each year, a report of the operation of their department during the preceding year.

Section 24. All expenses incurred under the provisions of this act and the salary of the fish commissioners shall be audited by the secretary of state, upon bills being presented properly certified, and said secretary of state shall from time to time draw warrants upon the state treasurer, payable out of the fish commission fund.

Section 25. Within ten days after the appointment of said fish commission, the said commission shall meet and organize by the election of one of their number chairman, another of their number secretary, and another of their number treasurer, to be styled, respectively, "chairman of the fish commission," "secretary of the fish commission," and "treasurer of the fish commission," who shall hold their offices, respectively, until their successors are elected and qualified.

Section 26. The chairman of the said fish commission shall preside at the meetings thereof, and shall sign, on behalf of the commission, all licenses and all orders for the payment of money.

Section 27. The secretary of said fish commission shall keep full and correct records of all the doings and proceeding of said commission, issue and countersign all licenses issued by the commission, and all orders for the payment of money directed by them; he shall keep the commission's accounts and have the custody of its books and papers.

Section 28. The treasurer of said fish commission shall receive and safely keep all moneys collected by the said commission, or any member thereof, from licenses and fines or from other sources, and shall pay the same once every thirty days to the state treasurer, taking his receipt therefor.

Section 29. Two members of the said fish commission shall constitute a quorum for the transaction of business, and said commission shall meet at such times and places as it may from time to time determine.

Section 30. All questions arising in said commission, and all

matters on which it is called upon to act, shall be decided and determined by a majority of said commission.

Section 31. Any person or persons violating any of the provisions of this act shall be deemed guilty of a misdemeanor, and upon conviction thereof shall, unless otherwise specified, be fined not less than fifty dollars nor more than two hundred and fifty dollars, and be adjudged to pay the costs of the action in addition to such fine. Payment of any fine and costs imposed upon [under] the provisions of this act shall be enforced in the same manner as is now provided by law in other criminal actions.

Section 32. All fines and licenses collected under the provisions of this act shall be paid into a fund to be known as "the fish commission fund." Said fund shall be used for the purpose of paying the salaries of the fish commissioners and the expenses connected with the said offices, and the remaining portion thereof, if any, shall be used for fish hatchery purposes.

Section 33. Justices of the peace shall have concurrent jurisdiction with the circuit court in all districts of the state of all offenses mentioned in this act committed within the county.

Section 34. Nothing in this act shall be construed so as to prevent the taking of salmon at any time of the year, in any manner, by the fish commission or proper officer of the United States for propagation.

Section 35. Any and all gear and appliances used in violation of the provisions of this act, including boats, traps, nets, weirs, fish wheels, or other appliances, shall be subject to execution for the payment of fines and costs herein provided for.

Section 36. The term person or persons used in this act shall be deemed to include partnerships and corporations.

Section 37. Sections 3499, 3500, 3501, 3502, 3503, 3504, and 3505 of title III, chapter LXII of the laws of Oregon, as compiled and annotated by William Lair Hill, and an act entitled "An act to protect and promote the fishing industry of the state of Oregon, and to collect money from certain persons engaged in said industry, to be used to protect and promote the same," filed in the office of the secretary of state, February 16, 1891; an act entitled "An act to provide for more effective protection of game, fish, and song birds, for the appointment of a game and fish protector, and to define his duties, and repeal an act entitled an act to provide for the propagation and preservation of salmon and food fishes in the public waters of the state of Oregon, including so much of the streams which form common boundaries between said state and adjacent territories, and appropriating money therefor; also for the appointment of a fish commission, approved February 18, 1887," filed in the office of the secretary of state February 22, 1893; and an act entitled "An act to pro-

tect salmon and other food fishes in the state of Oregon, and upon all waters upon which this state has concurrent jurisdiction, and to repeal sections 3489, 3490, 3491, 3492, 3493, 3494, 3495, 3496, 3497, and 3498 of Hill's annotated laws of Oregon," approved February 16, 1891, and all other acts and parts of acts in conflict herewith are hereby repealed.

Section 38. All moneys collected from fines, licenses, etc., after the general expenses of the fish commission are paid, shall be applied to hatcheries on the streams where collected, as nearly as practicable.

Section 39. Inasmuch as there is urgent necessity for the immediate protection of salmon and other food fishes by increasing the length of the close season, this act shall take effect and be in force from and after its approval by the governor.

GEO. T. MYERS.  
T. R. COON.

The minority of the committee on fisheries and game submitted the following minority report:—

#### MINORITY REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 19, 1895. }

*Mr. Speaker:*

A minority of your committee on fisheries and game, to whom was referred house bill No. 297, beg leave to report that we have had the same under consideration, and respectfully submit the following amendment:

#### AMENDMENT.

In addition to the amendments proposed by the majority, strike out section 39 and insert four sections, as follows:

Section 39. From and after the first day of January, 1897, it shall be unlawful for any person or persons to catch, take, or fish for salmon or other food fishes in any of the waters of the state of Oregon, or any waters over which said state has jurisdiction or concurrent jurisdiction, by means of any pound net, weir, or fish trap, or to have or leave any such pound net, weir, or fish trap in such a condition that the same may cast, take, or injure any salmon or other food fishes; and any person or persons violating any of the provisions of this section of this act shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than one hundred dollars

nor more than five hundred dollars, or by imprisonment in the county jail for a term not exceeding three months.

Section 40. It shall be unlawful for any person or persons to purchase, sell, or have in his possession, except for the purpose of immediately, and while alive, replacing the same into the water from which the same may have been taken, any chinook salmon weighing less than nine pounds, and any person or persons violating any provision of this section of this act shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine of not less than one hundred dollars nor more than five hundred dollars, or by imprisonment in the county jail for a term not exceeding three months.

Section 41. It shall be unlawful for any person or persons to hereafter make, build, or construct, in or upon any of the waters of the state of Oregon, or in or upon any waters over which this state has concurrent jurisdiction, any fish wheel, pound net, weir, fish trap, or other fixed appliance to be used for the purpose of catching salmon; and any person or persons violating any provision of this act shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than one hundred nor more than five hundred dollars, or by imprisonment in the county jail for a term not exceeding three months.

Section 42. Inasmuch as there is urgent necessity for the immediate protection of salmon and other food fishes by increasing the length of the close season, this act shall take effect and be in force from and after its approval by the governor.

C. F. LESTER.

F. A. STEWART.

Mr. Myers moved to adopt the majority report.

Mr. Curtis moved to amend to make special order for Wednesday evening.

Mr. Lester moved to amend the amendment to this evening at 8 o'clock.

Messrs. Lester and Hofer demanded the ayes and nays on the amendment to the amendment.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Bridges, Buckman, Burleigh, Calvert, Cardwell, Cole, Cooper, Craig, Dunn, Guild, Gurdane, Hillegas, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, Nealon, Scott, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Tigard, Yates, and Young—31.

Nays—Messrs. Barkley, Blundell, Boothby, Cleeton, Coon, Curtis, Daly, David, Gowdy, Hofer, McGreer, Mintie, Moorhead, Myers, Sehlbrede, and Thompson—16.

Absent—Messrs. Beach, Burke, Conn, Davis, Gates, Hope, Lyle, Patterson, Rinearson, Smith of Clackamas, Wright, and Mr. Speaker—13.

So the amendment to the amendment was adopted.

On motion of Mr. Curtis, house bill No. 125 was made a special order for the same hour.

Mr. Paxton moved that the house take up senate bill No. 187.

The motion prevailed.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 19, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 160, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 19, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 377, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 19, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house

bill No. 352, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 19, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 48, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHEBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 19, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 349, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 19, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house

bill No. 17, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 19, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 307, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 19, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 26, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 19, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house

bill No. 342, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 19, 1895. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house bill No. 2, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

Senate bill No. 187 was read first time and passed to second reading without question.

Mr. Paxton moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Beach, Blundell, Boothby, Bridges, Buckman, Burleigh, Calvert, Cardwell, Cole, Coon, Cooper, Dunn, Gowdy, Guild, Gurdane, Hillegas, Huffman, Keyt, Lester, Long, McCracken, McGreer, Moorhead, Myers, Nealon, Paxton, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—41.

Nays—Messrs. Burke, Craig, Hofer, and Jeffrey—4.

Absent—Messrs. Burke, Cleeton, Conn, Curtis, Daly, David, Davis, Gates, Hope, Lyle, Mintie, Patterson, Rinearson, Smith of Clackamas, and Wright—15.

So the rules were suspended and the bill was read second time by title only.

Mr. Baker offered the following amendment:—

#### AMENDMENT.

That Lane county be omitted from the provisions of this act. Mr. Smith of Polk offered the following amendment:—



## AMENDMENT.

That such guard shall not receive any compensation, except actual traveling expenses.

On motion of Mr. Smith of Polk, the amendment was adopted. Mr. Jeffrey offered the following amendment:—

## AMENDMENT.

Section 4. That the deputies or officers required by the provisions of this act shall receive no compensation for said services beyond the salaries which shall be paid by the institution to which each one severally shall belong; *provided*, that the actual traveling expenses incurred under the provisions of this act shall be paid by the state of Oregon out of the state treasury, and only upon a properly audited account.

On motion of Mr. Jeffrey, the amendment was adopted.

Mr. Yates offered the following amendment:—

## AMENDMENT.

That as far as the conveying of convicts or prisoners to the penitentiary shall be concerned, Washington county be excepted.

Mr. Gates moved to amend to "include the insane."

The amendment to the amendment was lost.

The amendment was lost.

Mr. Bridges offered the following amendment:—

## AMENDMENT.

That Douglas county be excepted from the provisions of this act.

The amendment was lost.

Mr. McGreer offered the following amendment:—

## AMENDMENT.

That the provisions of this act shall not apply to Sherman and Wasco counties.

The amendment was lost.

Mr. Hofer moved that the rules be suspended and that the bill be considered engrossed, read third time now, and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Boothby, Bridges, Buckman, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Hillegas, Hofer, Huffman, Jeffrey,

Lester, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Stanley, Smith of Polk, Smith of Josephine, Thompson, Young, and Mr. Speaker—42.

Nays—Messrs. Baker, Burke, Burleigh, Gates, Gurdane, Hope, Shutrum, Stewart, Smith of Linn, Tigard, and Yates—11.

Absent—Messrs. Blundell, Guild, Keyt, Lyle, Smith of Clackamas, Templeton, and Wright—7.

So the rules were suspended and the bill considered engrossed, read third time, and placed on final passage.

Mr. Sehlbrede demanded a call of the house.

The roll was called and all the members were present, except Messrs. Blundell, Burke, Cleeton, Keyt, Lyle, Patterson, Smith of Clackamas, Wright, and Young.

A quorum being present, Mr. Hofer moved that further proceedings under call of the house be dispensed with.

The motion prevailed.

Senate bill No. 187 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Boothby, Buckman, Calvert, Cardwell, Cleeton, Conn, Craig, Curtis, Daly, David, Dunn, Gowdy, Hillegas, Keyt, Long, McCracken, Paxton, Stanley, Smith of Josephine, Thompson, and Mr. Speaker—23.

Nays—Messrs. Baker, Blundell, Bridges, Burleigh, Coon, Cooper, Davis, Gates, Guild, Gurdane, Hofer, Hope, Huffman, Jeffrey, Lester, McGreer, Mintie, Moorhead, Nealon, Patterson, Rinearson, Scott, Sehlbrede, Shutrum, Stewart, Smith of Polk, Smith of Linn, Templeton, Tigard, and Yates—30.

Absent—Messrs. Burke, Cole, Lyle, Myers, Smith of Clackamas, Wright, and Young—7.

So the bill failed to pass.

Mr. McCracken was granted unanimous consent to take up house bill No. 248.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 19, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 70,—a bill for an act for the more efficient organization and discipline of the militia of the state of Oregon.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

Mr. Hofer moved that house joint resolutions Nos. 4, 5, 7, and 8 be made a special order at 4 o'clock p. m. February 20th.

The motion prevailed.

Mr. Long moved that the rules be suspended and that senate bill No. 77 be taken up now.

The motion was lost.

House bill No. 248 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cleeton, Cole, Conn, Craig, Curtis, Daly, Dunn, Gates, Gowdy, Guild, Gurdane, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Moorhead, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Templeton, Thompson, Tigard, Wright, Young, and Mr. Speaker—46.

Nays—None.

Absent—Messrs. Beach, Cardwell, Coon, Cooper, David, Davis, Hillegas, Lyle, Mintie, Myers, Smith of Clackamas, Smith of Josephine, Smith of Linn, and Yates—14.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 19, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 215,—a bill for an act to amend section 12 of chapter III of an act entitled an act to incorporate the town of Coquille City, in Coos county, Oregon, and to repeal an act entitled an act to incorporate the town of Coquille City, in Coos county, Oregon, approved February 25, 1885, filed in the office of the secretary of state February 18, 1889, relating to the qualification of voters.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

Mr. Bridges, chairman of the committee on corporations, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 19, 1895. }

*Mr. Speaker:*

Your committee on corporations, to whom was referred house bill No. 355, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

AMENDMENT.

Strike out the word "fifty," in line one of the title, and insert the word "five" in lieu thereof.

AMENDMENT.

Strike out the word "fifty," in line five, on page 1, and insert the word "five" in lieu thereof.

AMENDMENT.

Strike out the words "three fifths" in line six, on page 2, and insert in lieu thereof "a majority."

J. T. BRIDGES,  
Chairman.

On motion of Mr. Bridges, the amendments were adopted.

Mr. Bridges, chairman of the committee on corporations, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 16, 1895. }

*Mr. Speaker:*

Your committee on corporations, to whom was referred house bill No. 326, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendment:

AMENDMENT.

In line nineteen insert the word "notice" after the word "days."

J. T. BRIDGES,  
Chairman.

On motion of Mr. Bridges, the amendment was adopted.

Mr. Bridges, chairman of the committee on corporations, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 16, 1895. }

*Mr. Speaker:*

Your committee on corporations, to whom was referred house bill No. 268, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

J. T. BRIDGES,  
Chairman.

On motion of Mr. Bridges, the report was adopted.

Mr. Lyle, chairman of the committee on counties, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 15, 1895. }

*Mr. Speaker:*

Your committee on counties, to whom was referred house bill No. 203, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

AMENDMENT.

In section 1, line five, printed bill, strike out the words "and that part of Linn county south of the South Santiam river," and insert the words "Coos, Curry, and Douglas."

AMENDMENT.

In section 1, line twelve, after the words "at large," add: "And no person shall kill any swine upon any land other than his own without the consent of the owner in writing; any person violat-

ing any of the provisions of this act shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than ten dollars nor more than fifty dollars, or by imprisonment in the county jail not exceeding twenty days."

A. R. LYLE,  
Chairman.

On motion of Mr. Patterson, the amendments were adopted.

Mr. Lyle, chairman of the committee on counties, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 15, 1895. }

*Mr. Speaker:*

Your committee on counties, to whom was referred house bill No. 128, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

A. R. LYLE,  
Chairman.

Mr. Lyle, chairman of the committee on counties, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 15, 1895. }

*Mr. Speaker:*

Your committee on counties, to whom was referred house bill No. 291, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

#### AMENDMENT.

That the title be amended to read as follows: "For an act entitled an act to regulate the creation of new counties, and the division and annexation of portions of counties."

#### AMENDMENT.

That in section 2, line three of printed bill, "five hundred thousand dollars" be stricken out and "eight hundred thousand dollars" substituted therefor.

## AMENDMENT.

That in section 2, line four, "eight hundred thousand dollars" be stricken out and "one million dollars" substituted therefor.

## AMENDMENT.

That in section 6, line two, the words "the legislative assembly shall be authorized" be stricken out, and the words "it shall be the duty of the legislative assembly" substituted therefor.

## AMENDMENT.

That the following sections be added to the act:

Section 7. If any portion of any county desires to be annexed to any other county and a majority of the legal voters of such proposed section of a county shall petition the county court of the county of which such section is a part, and petition the county court of the county to which they desire to be annexed, it shall be the duty of the respective county courts to order an election as provided in section 3 of this act; and if two thirds of the legal voters of such proposed section and a majority of the voters of the county to which such proposed section desires to be annexed shall vote for the same, such section shall then become a portion of such county; *provided*, that the provisions of section 2 of this act, relating to the amount of taxable property shall not apply to the provisions of this section (7) of this act.

Section 8. The annexed portion of said county shall carry with it into the county to which the same shall have been annexed its *pro rata* proportion of the indebtedness of the county from which it shall have been detached, such indebtedness to be ascertained by the county courts of the two counties interested; and the county court of the county to which such section has been attached shall provide for the proper transcript of the county records so far as the same relates to the section of country so annexed.

A. R. LYLE,  
Chairman.

On motion of Mr. Rinearson, the amendments were adopted and the bill ordered printed.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 19, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 258, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
 Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 19, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 378, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
 Chairman.

## JOINT CONVENTION.

The joint convention of February 19, 1895, was called to order at 12 o'clock m. by the president of the senate, Hon. Joseph Simon.

The chief clerk of the senate called the roll of the senate and all the senators were present, except Senators Huston and Woodward.

The chief clerk of the house called the roll of the house and all the representatives were present, except Representatives Rinearson and Smith of Clackamas.

The following named gentlemen were announced as being paired on the vote for United States senator: Huston with Woodward, and Rinearson with Smith of Clackamas.

There being no objection, the reading of the journal of the proceedings of the joint convention of yesterday, the 18th instant, was dispensed with.

The president announced that as no person had received a majority of all the votes cast for United States senator for Oregon in the joint convention of yesterday, the 18th instant, there had been no election, and directed the calling of the roll of the joint convention for the purpose of voting for United States senator.

The roll was called, and the vote was:



Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Beach, Blundell, Bridges, Brownell, Calbreath, Calvert, Cardwell, Carter, Cleeton, Conn, Daly, David, Dawson, Denny, Gesner, Gowan, Gowdy, Hobson, Long, Maxwell, McCracken, McGinn, McGreer, Mintie, Moorhead, Myers, Patterson of Marion, Paxton, Price, Sehlbrede, Shutrum, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Templeton, Thompson, Mr. Speaker, and Mr. President — 40.

Those voting for Hon. J. H. Raley were: Messrs. Beckley, Butler, Cogswell, McAlister, Smith of Sherman, and Smith of Clatsop — 6.

Those voting for Hon. C. A. Cogswell were: Mr. Raley — 1.

Those voting for Hon. S. A. Lowell were: Messrs. Alley, Baker, Barkley, Boothby, Burke, Cole, Coon, Cooper, Craig, Curtis, Davis, Dunn, Gates, Guild, Gurdane, Hillegas, Hofer, Hope, Johnson, Keyt, Lester, Lyle, McClung, Patterson of Grant, Scott, Smith of Linn, Tigard, Wright, and Yates — 29.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vanderburg, and Young — 10.

Absent — Messrs. Huston, Rinearson, Smith of Clackamas, and Woodard — 4.

Total number of votes cast — 86.

The president announced that as no person had received a majority of all the votes cast there had been no election.

Senator Alley moved that a second ballot be taken.

The motion was lost.

On motion of Representative Long, the joint convention adjourned.

On motion of Mr. Long, the house adjourned to 2 o'clock p. m.

R. E. MOODY,  
Chief clerk.

## AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 19, 1895. }

The house was called to order at 2 o'clock p. m., pursuant to adjournment, by the speaker.

The roll was called and all the members were present, except Messrs. Conn, Coon, and Sehlbrede.

The speaker announced that he was about to sign house bill No. 2, and soon thereafter declared that he had signed the same.

House bill No. 13, which was made a special order for this hour, was taken up.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 19, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 14, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 19, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 40, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

House bill No. 13 was read third time.

The speaker called Mr. Barkley to the chair.

Mr. Smith of Josephine offered the following amendment to house bill No. 13, and moved to refer to the committee on assessment and taxation with instructions to insert and report back at once: Amend section 2 so as to make an exemption for indebtedness owing within the state, when such evidence thereof is produced as will show, first, the nature of the debt, when made, the name and residence of the debtor, and other evidence which the committee may see fit, but which exemption, which will be in proportion to the amount of debts as the assessed value of the property is to the real value; second, so as to make the tax on a debt not a lien on the property of the debtor.

On motion of Mr. Smith of Josephine, the bill was referred to the committee with instructions to insert amendments.

Mr. Hofer moved to recommit the bill to the committee on assessment and taxation with instructions to amend by inserting after the word "public," in line five, section 5, printed bill, the following words: "And the name or parsonage connected therewith, the personal property of all educational, literary, and scientific institutions, and so much of the real estate as may be actually necessary for a proper location of the necessary buildings, and such buildings used exclusively for educational, literary, and scientific purposes, and to report the bill immediately."

Mr. Sehlbrede offered the following, which was accepted by Mr. Hofer as an amendment: "*Provided*, that no college grounds or campus shall in any case exceed ten acres."

The committee reported back the following: "*Provided*, that where a person lists debts, as provided in this section, the amount of such debts shall be deducted from the property assessed in such proportion to the whole amount of debts as the assessed value of the debtor's property bears to the real value," the same to be added after the word "collected" in line fifty of printed bill.

On motion of Mr. Long, the amendment was adopted.

On motion, the amendment proposed by Mr. Smith of Josephine, was adopted.

On motion, the amendment proposed by Mr. Hofer was adopted.

Mr. Coon moved that the bill be recommitted to the committee with instructions to insert the following amendment: "In lines sixteen and seventeen of section 20, strike out the words: "The stock of nurserymen, growing or otherwise, shall be listed and assessed as merchandise."

The motion prevailed.

The committee reported back, as instructed, and on motion of Mr. Burke, the report was adopted.

House bill No. 13 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cleeton, Cole, Conn, Coon, Cooper, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McGreer, Moorhead, Myers, Nealon, Patterson, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tiggard, Young, and Mr. Speaker—50.

Nays—Messrs. Cardwell, Craig, and Yates—3.

Absent — Messrs. Beach, Gates, Lyle, McCracken, Mintie, Paxton, and Wright—7.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Moorhead, chairman of the committee on salaries and mileage, submitted the following report:—

### REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 19, 1895.

*Mr. Speaker:*

Your committee on salaries and mileage, beg leave to report that we have had the same under consideration, and herewith submit our report:

| Name.                   | Mileage. | Amount.  |
|-------------------------|----------|----------|
| C. H. Baker .....       | 172      | \$ 25 80 |
| H. L. Barkley .....     | 34       | 5 10     |
| S. C. Beach .....       | 114      | 17 10    |
| J. E. Blundell .....    | 370      | 55 50    |
| J. S. Boothby .....     | 504      | 75 60    |
| J. T. Bridges .....     | 220      | 33 00    |
| T. Buckman .....        | 400      | 60 00    |
| W. E. Burke .....       | 104      | 15 60    |
| J. A. Burleigh .....    | 900      | 135 00   |
| B. P. Cardwell .....    | 104      | 15 60    |
| J. L. Calvert .....     |          |          |
| T. J. Cleeton .....     | 208      | 31 20    |
| Clarence Cole .....     | 104      | 15 60    |
| Virgil Conn .....       | 1,064    | 159 60   |
| T. R. Coon .....        | 236      | 35 40    |
| T. H. Cooper .....      | 80       | 12 00    |
| David Craig .....       | 16       | 2 40     |
| C. J. Curtis .....      | 324      | 48 60    |
| J. D. Daly .....        | 218      | 32 70    |
| J. E. David .....       | 424      | 63 60    |
| E. J. Davis .....       | 642      | 96 30    |
| Geo. W. Dunn .....      | 600      | 90 00    |
| H. V. Gates .....       | 146      | 21 90    |
| J. T. Gowdy .....       | 172      | 25 80    |
| H. G. Guild .....       | 208      | 31 20    |
| J. S. Gurdane .....     | 856      | 128 40   |
| H. J. Hillegas .....    | 156      | 23 40    |
| E. Hofer .....          |          |          |
| C. D. Huffman .....     | 740      | 111 00   |
| I. W. Hope .....        | 1,040    | 156 00   |
| J. A. Jeffrey .....     | 596      | 89 40    |
| D. L. Keyt .....        | 30       | 4 50     |
| C. F. Lester .....      | 336      | 50 40    |
| J. M. Long .....        | 104      | 15 60    |
| A. R. Lyle .....        | 450      | 67 50    |
| John McCracken .....    | 104      | 15 60    |
| T. H. McGreer .....     | 440      | 66 00    |
| F. L. Mintie .....      | 118      | 17 70    |
| S. L. Moorhead .....    | 116      | 17 40    |
| C. B. Moores .....      | 4        | 60       |
| Geo. T. Myers .....     | 104      | 15 60    |
| S. M. Nealon .....      | 588      | 88 20    |
| Orin L. Patterson ..... | 700      | 105 00   |
| O. F. Paxton .....      | 104      | 15 60    |
| G. O. Rinearson .....   | 100      | 15 00    |
| J. H. Scott .....       | 70       | 10 50    |

## SALARIES AND MILEAGE—CONTINUED.

| <i>Name.</i>           | <i>Mileage.</i> | <i>Amount.</i> |
|------------------------|-----------------|----------------|
| C. A. Sehlbrede .....  | 300             | 45 00          |
| George Shutrum .....   | 578             | 86 70          |
| Calvin Stanley .....   | 152             | 22 80          |
| Frank A. Stewart ..... | 620             | 93 00          |
| C. B. Smith .....      | 150             | 22 50          |
| Ira S. Smith .....     | 30              | 4 50           |
| R. G. Smith .....      | 500             | 75 00          |
| T. Fleming Smith ..... | 98              | 14 40          |
| W. A. Templeton .....  | 88              | 13 20          |
| Chas. F. Tigard .....  | 124             | 18 60          |
| E. H. Thompson .....   | 164             | 24 60          |
| J. A. Wright .....     | 880             | 132 00         |
| C. P. Yates .....      | 176             | 26 40          |
| John C. Young .....    | 818             | 122 70         |

## SUPPLEMENTARY REPORT.

Investigating committee to soldiers' home at Roseburg under authority of senate concurrent resolution No. 3:—

| <i>Name.</i>         | <i>Mileage.</i> | <i>Amount.</i> |
|----------------------|-----------------|----------------|
| C. P. Yates .....    | 292             | \$ 48 80       |
| J. S. Boothby .....  | 292             | 48 80          |
| J. E. Blundell ..... | 292             | 48 80          |

Military investigating committee to Portland under authority of senate joint resolution No. 10:—

| <i>Name.</i>       | <i>Mileage.</i> | <i>Amount.</i> |
|--------------------|-----------------|----------------|
| F. L. Mintie ..... | 104             | \$ 15 60       |
| C. P. Yates .....  | 104             | 15 60          |
| C. H. Baker .....  | 104             | 15 60          |

House standing committee on fisheries and game by authority of house concurrent resolution No. 2, from Salem to mouth of Columbia and to cascades, as follows:—

| <i>Name.</i>        | <i>Mileage.</i> | <i>Amount.</i> |
|---------------------|-----------------|----------------|
| C. F. Lester .....  | 474             | \$ 71 10       |
| Geo. T. Myers ..... | 474             | 71 10          |
| T. R. Coon .....    | 474             | 71 10          |
| F. A. Stewart ..... | 474             | 71 10          |
| J. T. Bridges ..... | 474             | 71 10          |

Members of joint committee appointed to confer with Washington committee for purpose of securing uniform laws, under

authority of house concurrent resolution No. 2, from Salem to Tacoma and from Salem to Portland:—

| <i>Name.</i>       | <i>Mileage.</i> | <i>Amount.</i> |
|--------------------|-----------------|----------------|
| C. F. Lester.....  | 504             | \$ 75 60       |
| J. D. Daly.....    | 504             | 75 60          |
| Geo. T. Myers..... | 504             | 75 60          |

Special committee to visit penal, reformatory, and charitable institutions under authority of house concurrent resolution No. 22:—

| <i>Name.</i>        | <i>Mileage.</i> | <i>Amount.</i> |
|---------------------|-----------------|----------------|
| J. S. Gurdane.....  | 254             | \$ 38 10       |
| J. A. Burleigh..... | 254             | 38 10          |
| Geo. T. Myers.....  | 254             | 38 10          |

Special committee to examine books and management of penitentiary and foundry under authority of house concurrent resolution No. 6:—

| <i>Name.</i>       | <i>Mileage.</i> | <i>Amount.</i> |
|--------------------|-----------------|----------------|
| J. T. Bridges..... | 30              | \$ 4 50        |
| J. L. Calvert..... | 30              | 4 50           |
| Geo. T. Myers..... | 30              | 4 50           |

Committee on public buildings visiting reform school:—

| <i>Name.</i>        | <i>Mileage.</i> | <i>Amount.</i> |
|---------------------|-----------------|----------------|
| J. E. Blundell..... | 10              | \$ 1 50        |
| Thos. Buckman.....  | 10              | 1 50           |

Second visit of special military committee to Portland to investigate state property:—

| <i>Name.</i>      | <i>Mileage.</i> | <i>Amount.</i> |
|-------------------|-----------------|----------------|
| F. L. Mintie..... | 104             | \$ 15 60       |

Special committee to visit state educational institutions by authority of house concurrent resolution No. 9:—

| Name.              | Mileage. | Amount.  |
|--------------------|----------|----------|
| Clarence Cole..... | 200      | \$ 80 00 |
| J. A. Wright.....  | 200      | 30 00    |

S. L. MOORHEAD,  
Chairman.

On motion of Mr. Moorhead, the report was adopted.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 19, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that he has signed house bill No. 64.

And the same is herewith returned to you.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 19, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that he has signed house bill No. 2.

And the same is herewith returned to you.

WALTER SINCLAIR,  
Chief clerk.

House bill No. 17, which was a special order, was taken up.

House bill No. 17 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Curtis, Daly, David, Davis, Gates, Gowdy, Gurdane, Hope, Huffman, Jeffrey, Lester, Long, McGreer, Moorhead, Myers, Patterson, Rinearson, Scott, Sehlbrede, Stanley, Smith of Clackamas, Smith of Linn, Wright, Yates, and Young—39.

Nays—Messrs. Cooper, Craig, Dunn, Hillegas, Hofer, Keyt, Nealon, Shutrum, Stewart, Smith of Polk, Smith of Josephine, Templeton, Thompson, Tigard, and Mr. Speaker—15.

Absent—Messrs. Burke, Guild, Lyle, McCracken, Mintie, and Paxton—6.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The following message was received from His Excellency, Governor Wm. P. Lord:—

MESSAGE FROM THE GOVERNOR.

STATE OF OREGON, EXECUTIVE DEPARTMENT, }  
SALEM, Oregon, }  
February 19, 1895. }

*To the Honorable the Speaker of the House:*

I am directed by the governor to inform you that he has approved and signed the following bill: House bill No. 64.

W. S. DUNIWAY,  
Private secretary.

House bill No. 55, which was made a special order, was taken up.

The committee on assessment and taxation submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February —, 1895. }

*Mr. Speaker:*

Your committee on assessment and taxation, to whom was referred house bill No. 55, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

AMENDMENT.

Amend section 1 by striking out on page 2, lines nineteen to thirty-seven, inclusive.

AMENDMENT.

On page 3 amend by striking out after the word "owner" all of line fifty-one up to and including line one hundred and thirty-two, on page 5, and insert in lieu thereof the following:



## ASSESSMENT AND TAXATION OF DEBTS.

All debts shall be assessed and taxed at the same rate as other property is assessed and taxed in the county, city, or district where a debtor resides, or the property is situated, as hereinafter provided. For the purpose of assessment and taxation debts shall be divided into two classes:

*First*—A mortgage, deed of trust, contract, or other obligation by which a debt is secured by any interest in real estate, shall, for the purposes of assessment and taxation, be deemed and treated as an interest in the property affected thereby, except as to railroad corporations. In case the debts so secured, the value of the property affected by such mortgage, deed of trust, contract, or obligation, less the value of such security, shall be assessed and taxed to the owner of the property, and the value of such security shall be assessed to the debtor in the county, city, or district in which the property affected thereby is situated, and every person so assessed shall be and is hereby created and made the agent of each of his creditors for the purpose of giving the necessary statement of said debts to the assessor and of paying all taxes due thereon, and such debtor is required to give to the assessor an itemized list of the amount due in said debts on the first day of March of the year of which the assessment is made, giving the name and address of each creditor; *providing*, that the aggregate of the security upon the property shall not be assessed at a sum greater than the aggregate value of the property. The taxes so levied in any county, city, or district, as the case may be, shall be a lien upon the property and security, and may be paid by either party to such security; if paid by the owner of the security, the tax so levied upon the property affected thereby shall become a part of the debt so secured. If the owner of the property shall pay the tax so levied on such security, it shall constitute a payment thereon, and, to the extent of such payment, a full discharge thereof, excepting where the parties have otherwise contracted as to who shall pay the taxes on said property or debts. If any such security or indebtedness shall be paid by any such debtor or debtors not having agreed to pay the tax, after assessment and before the tax levy, the amount of such levy may likewise be paid to the proper tax collector and retained by such debtor or debtors, and shall be computed according to the tax levy for the preceding year; and every contract by which a debtor is obliged to pay any tax or assessment on money loaned, or on any mortgage, deed of trust, or other lien, secured as hereinbefore provided and paid off shall, upon payment of the taxes, as aforesaid, as to any interest specified therein, and as to such tax or assessment, be null and void.

*Second*—Debts not included in the first class, that shall not be subject to assessment and taxation, upon which the debtor shall pay the taxes, means those debts not secured by an interest in real estate, evidenced by some instrument in writing, and all such debts shall be assessed and taxed at the same rate as other property is assessed and taxed; and in the county, city, or district where the debtor resides, and every person who is assessed for the purpose of taxation, shall give an itemized list of such debts as he owed on the first day of March of the year in which the assessment is made, giving in said list the name of each creditor and the amount due to such creditor at that time, and every person so assessed shall be and is hereby created and made the agent of each of his creditors for the purpose of giving the necessary statement of such debts to the assessor, and of paying the taxes thereon, and such statement and list shall be verified in the manner now provided by law for verifying assessment lists; *provided*, that where a person lists debts as provided in this section, the amount of such debts shall be deducted from the property so assessed in such proportion to the whole amount of debt as the assessed value of the debtor's property bears to the real value. The debtor shall pay all taxes which may be levied against debts so assessed, and shall be and is hereby authorized, when he has paid said taxes, excepting any case where said instrument in writing shall provide otherwise, to deduct and retain from the amount of said, or from the annual amount, the amount of interest thereon when he shall pay the same, the amount of tax which shall be levied against that debt; and the amount of such tax shall be a lien on all property of the debtor in like manner as other taxes are now a lien by law, and shall be collected as other taxes are now collected. In case any statement made by such debtor shall be found to be false, and that such party has wilfully or recklessly made a false statement, such party shall be deemed guilty of perjury, and shall be liable to the pains and penalties therefor. All contracts for the payment of taxes on debts outside of the county, city, or district in which the property is situated, or the debtor resides, as the case may be, as hereinbefore provided, are hereby declared to be null and void.

#### AMENDMENT.

Further amend section 1, on page 6, by striking out after the words "real property," all of line one hundred and thirty-six up to and including line one hundred and forty-four.

#### AMENDMENT.

Amend section 3, by inserting in line one, after the word "matter": "and as there is no law upon the subject and the public

need requires such a law, and an emergency is declared to exist, and."

The hour of five o'clock having arrived the speaker declared the house adjourned.

R. E. MOODY,  
Chief clerk.

### EVENING SESSION.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 19, 1895. }

The house was called to order at 7:30 o'clock p. m., pursuant to adjournment, by the speaker.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 19, 1895. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house bill No. 360, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

The roll was called and all the members were present, except Messrs. Cardwell, Cole, Smith of Linn, and Templeton.

The speaker announced that he was about to sign house bill No. 360, and soon thereafter declared that he had signed the same.

On motion of Mr. Conn, the report of the committee on house bill No. 55 was adopted.

On motion of Mr. McCracken, the members of the Portland chamber of commerce present were extended the courtesies of the house and they were invited to seats within the bar.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 19, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate

has passed house bill No. 142 with the following amendments:

AMENDMENT.

In line four, section 4, strike out the word "districts," and insert in lieu thereof the word "district."

AMENDMENT.

In line seven, section 5, insert the words "or less" between the words "more" and "than."

AMENDMENT.

Add to section 13 of said act and immediately following the last word in said section the following words, to wit: "and the mayor and each member of the common council shall receive a salary of one hundred dollars per annum, from which shall be deducted, however, by the auditor and police judge, the sum of five dollars for each time that the mayor or such members of the council may be absent from a meeting of the common council."

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

On motion of Mr. Curtis, the bill was referred to the delegation from Clatsop county.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 19, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that senate bill No. 229 is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 19, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 244,—a bill for an act to authorize the

county court of Lane county, Oregon, to build or buy and operate a free ferry or ferries across the streams in Lane county.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

The judiciary committee were granted leave to withdraw house bill No. 8 for correction.

The speaker announced that he was about to sign senate bill No. 229, and soon thereafter declared that he had signed the same.

Mr. Long moved that house bill No. 55 be considered engrossed, read third time now, and placed on final passage.

The motion prevailed.

House bill No. 55 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Calvert, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McGreer, Moorhead, Myers, Nealon, Patterson, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—51.

Nays—Messrs. Beach, Cardwell, and McCracken—3.

Absent—Messrs. Burleigh, Lyle, Mintie, Paxton, Smith of Clackamas, and Wright—6.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 19, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 72,—a bill for an act to abolish the use of private seals.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

Mr. Coon moved that the rules be suspended and that house bill No. 275 be taken up.

The motion was lost.

House bill No. 66 came up under special order.

Mr. Long moved that the amendment be adopted.

Mr. Smith of Polk moved that the bill be re-referred to the committee on salary of state and county officers, with the following instructions: "that all amendments be struck out and the section of the original bill be reinstated."

The motion prevailed.

Mr. Paxton moved that the committee be empowered to add such amendments as they deem best, and have power to report at any time.

Messrs. Paxton and Smith of Polk demanded the ayes and nays on the motion.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Beach, Blundell, Boothby, Bridges, Burke, Burreigh, Calvert, Cardwell, Cole, Cooper, Craig, Daly, David, Davis, Gowdy, Guild, Hofer, Hope, Huffman, Keyt, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Paxton, Scott, Sehlbrede, Stanley, Smith of Linn, Templeton, and Tigard—35.

Nays—Messrs. Buckman, Cleeton, Coon, Dunn, Gates, Gurdane, Hillegas, Jeffrey, Lyle, Nealon, Rinearson, Shutrum, Stewart, Smith of Polk, Smith of Josephine, Thompson, Yates, and Mr. Speaker—18.

Absent—Messrs. Barkley, Conn, Curtis, Patterson, Smith of Clackamas, Wright, and Young—7.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 19, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 107,—a bill for an act to amend sections 3113, 3114, and 3126 of Hill's annotated laws of Oregon, relating to the sale of lands by minors, and the disposition of the proceeds thereof, and to authorize guardians of estates of wards in the state to pay money to guardian of the same ward residing in other states.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

Mr. Smith of Josephine moved that house bill No. 208 be considered engrossed, read third time now, and placed on final passage.

The motion prevailed.

House bill No. 208 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Yates, Young, and Mr. Speaker—54.

Nays—Messrs. David and Guild—2.

Absent—Messrs. Myers, Stewart, Tigard, and Wright—4.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 19, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that the senate has passed senate bill No. 153,—a bill for an act to provide for the establishment of justice of the peace and constable districts in incorporated towns of not less than three thousand nor more than ten thousand inhabitants; to provide for the compensation thereof to the justices of the peace of the several districts so established; to provide for the payment to the several counties of the fees paid to such justice of the peace by parties litigant, and to define the qualifications of such justices of the peace, and for the repeal of all acts or parts of acts in conflict herewith.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

House bill No. 8 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:



Those voting aye were—

Messrs. Barkley, Beach, Blundell, Buckman, Calvert, Cardwell, Cleeton, Conn, Daly, Dunn, Gates, Gowdy, Hope, Lester, McGreer, Moorhead, Myers, Paxton, Sehlbrede, Shutrum, Stanley, Smith of Clackamas, Smith of Polk, Smith of Josephine, Templeton, and Yates—26.

Nays—Messrs. Baker, Boothby, Burke, Burleigh, Cole, Coon, Cooper, Craig, Curtis, Guild, Gurdane, Hillegas, Hofer, Huffman, Jeffrey, Keyt, Lyle, Mintie, Nealon, Patterson, Rinearson, Scott, Smith of Linn, Tigard, Young, and Mr. Speaker—26.

Absent—Messrs. Bridges, David, Davis, Long, McCracken, Stewart, Thompson, and Wright—8.

So the bill failed to pass.

House bill No. 179 coming on for third reading, was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Beach, Blundell, Boothby, Bridges, Buckman, Calvert, Cardwell, Cleeton, Cole, Coon, Gurdane, Hillegas, Hope, Huffman, Lester, Long, Mintie, Myers, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Smith of Polk, Smith of Josephine, Templeton, Thompson, Young, and Mr. Speaker—30.

Nays—Messrs. Barkley, Burleigh, Cooper, Craig, Curtis, Daly, Davis, Dunn, Gates, Gowdy, Hofer, Jeffrey, Lyle, McGreer, Nealon, Scott, Stanley, Stewart, Smith of Linn, Tigard, and Yates—21.

Absent—Messrs. Burke, Conn, David, Guild, Keyt, McCracken, Moorhead, Smith of Clackamas, and Wright—9.

So the bill failed to pass.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 19, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 195,—a bill for an act to amend an act entitled an act to establish the Oregon soldiers' home, and make an appropriation therefor, filed in the office of the secretary of state, February 21, 1893.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.



MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 19, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 55,—a bill for an act to protect persons borrowing money, and to prevent the exaction of more than the legal rate of interest for the use of money.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 19, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 175,—a bill for an act to amend section 1950 of the general laws of Oregon, as compiled and annotated by William Lair Hill, relating to the obstruction of the migration of fish in streams.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

House bill No. 338 was taken up and the amendments read.

Mr. Templeton moved that the bill be recommitted to committee on salary of state and county officers, with leave to report at any time.

The motion prevailed.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

House bill No. 14 coming on for third reading, was read third time.

Mr. McGreer demanded a call of the house.

The roll was called and all the members were present, except Messrs. Cole, Conn, Lyle, Smith of Clackamas, and Wright.

Mr. Richardson moved that further proceedings under call of the house be dispensed with.

The motion prevailed.

Mr. Burleigh moved that the bill be recommitted to the committee, with instructions to have Wallowa county excepted from the provisions of the bill.

The motion prevailed.

House bill No. 275 was taken up.

Mr. Hofer moved that the bill be considered engrossed, read third time now, and placed on final passage.

The motion prevailed.

Messrs. Smith of Josephine and Long demanded a call of the house.

The roll was called and all the members were present, except Messrs. Conn, Huffman, Paxton, Smith of Clackamas, and Wright.

On motion of Mr. Myers, further proceedings under call of the house were dispensed with.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 19, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 151, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 19, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 276, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 19, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 287, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 19, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 94, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 19, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 323, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
 Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 19, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 47, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
 Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 19, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 100, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
 Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 19, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 11, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 19, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 96, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHEBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 19, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 356, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 19, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 77, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
 Chairman.

Mr. Gates moved the previous question on house bill No. 275.  
 The motion prevailed.

Messrs. Smith of Josephine and Long demanded a call of the house.

The roll was called and all the members were present, except Messrs. Bridges, Cardwell, Conn, Guild, Paxton, Smith of Clackamas, and Wright.

On motion of Mr. Baker, further proceedings under call of the house were dispensed with.

House bill No. 275 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Beach, Boothby, Burke, Burleigh, Cole, Coon, David, Davis, Hillegas, Hofer, Hope, Huffman, Lester, Lyle, McGreer, Myers, Patterson, Rinearson, Shutrum, and Young—20.

Nays—Messrs. Baker, Barkley, Blundell, Buckman, Calvert, Cleeton, Craig, Curtis, Daly, Dunn, Gates, Gowdy, Gurdane, Jeffrey, Keyt, Long, McCracken, Mintie, Moorhead, Nealon, Scott, Sehlbrede, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, and Mr. Speaker—33.

Absent—Messrs. Bridges, Cardwell, Conn, Guild, Paxton, Smith of Clackamas, and Wright—7.

So the bill failed to pass.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
 SALEM, Oregon, }  
 February 19, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 85,—a bill for an act to incorporate Baker City, in Baker county, state of Oregon, and to repeal all

prior acts and parts of acts to incorporate Baker City, in Baker county, state of Oregon, and all amendments thereto.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 19, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 246,—a bill for an act to amend section 1 of article XI of an act to incorporate the town of Ranier, in Columbia county, Oregon.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 19, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 154,—a bill for an act to amend section 3857 of chapter LXIV of the laws of Oregon, as compiled by William Lair Hill, relating to limited partnerships.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

The hour of 10 o'clock having arrived, the speaker declared the house adjourned.

R. E. MOODY,  
Chief clerk.

WEDNESDAY, FEBRUARY 20, 1895.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 20, 1895. }

The house was called to order at 9:00 o'clock a. m. by the speaker.

The roll was called and all the members were present, except Messrs. Baker, Boothby, Bridges, Burke, Calvert, Cardwell, Cole, Conn, Cooper, Craig, Davis, Guild, Hillegas, Hope, Lyle, McCracken, Patterson, Paxton, Sehlbrede, Stewart, Smith of Clackamas, Smith of Josephine, Thompson, Tigard, and Young.

No quorum present.

On motion of Mr. Carter, the house adjourned to 9:30 o'clock a. m.

R. E. MOODY,  
Chief clerk.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 20, 1895. }

The house was called to order at 9:30 o'clock p. m., pursuant to adjournment, by the speaker.

The roll was called and all the members were present, except Messrs. Baker, Boothby, Bridges, Conn, Cooper, Guild, Lyle, Nealon, Patterson, Smith of Clackamas, Wright, and Yates.

The session was opened with prayer by Rev. J. M. Shulse of Salem.

On motion of Mr. Hofer, the reading of the journal of Tuesday was dispensed with.

Mr. Hofer, chairman of the committee on revision and correction of journal, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 19, 1895. }

*Mr. Speaker:*

Your committee on revision and correction of journal, to whom was referred the journal of February 16th, beg leave to report that



we have had the same under consideration, and respectfully report back to the house that we have examined the same and find it correct.

E. HOFER,  
Chairman.

On motion of Mr. Hofer, the report was adopted.

Mr. Hofer, chairman of the committee on revision and correction of journal, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 20, 1895. }

*Mr. Speaker :*

Your committee on revision and correction of journal, to whom was referred the journal of February 18th, beg leave to report that we have had the same under consideration, and respectfully report back to the house that we have examined the same and find it correct.

E. HOFER,  
Chairman.

On motion of Mr. Hofer, the report was adopted.

Mr. Cleeton introduced house resolution No. 44.

#### HOUSE RESOLUTION NO. 44.

*Resolved,* That for the remainder of this session the order of business be as follows: That each member shall have the right to call up and have put upon its final passage one bill before the house, either senate bill or house bill, no matter what its position upon the calendar, and for that purpose, to have the rules suspended as many times as may be necessary to bring the bill to and put it upon its final passage. No member shall have the right to call up more than one bill until each member present desiring to do so has had the privilege of calling up one bill. Whenever each member present who desires to do so, has so called up one bill, then each member shall again in like manner have the right to call up and have put upon its final passage another bill, and this day be devoted to the consideration of house bills only.

Mr. Conn offered the following: That the resolution be so amended that the house roll be called, and as the name of each member is called in alphabetical order he shall designate the number of the bill he desires the house to act upon.

Mr. Conn moved its adoption.

The motion prevailed.

The resolution as amended was adopted.

Mr. Baker named for action house bill No. 375.

Mr. Barkley, house bill No. 115.

Mr. Beach, house bill No. 260.

Mr. Blundell, house bill No. 92.

Mr. Boothby, house bill No. 160.

Mr. Paxton moved that the bills be acted upon as sent to the desk.

Mr. Lester insisted upon the special order.

Mr. Coon demanded a call of the house.

The roll was called and all the members were present, except Messrs. Burke, Lyle, and Wright.

On motion of Mr. Barkley, further proceedings under call of the house were dispensed with.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that he has signed house bill No. 360.

And the same is herewith returned to you.

WALTER SINCLAIR,  
Chief clerk.

House bill No. 14 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Boothby, Buckman, Burke, Burleigh, Cardwell, Cleeton, Cole, Coon, Curtis, Daly, Davis, Gowdy, Gurdane, Hofer, Huffman, Keyt, Lester, Long, McCracken, McGeer, Mintie, Moorhead, Myers, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stewart, Smith of Clackamas, Smith of Josephine, Thompson, Tigard, Yates, Young, and Mr. Speaker—39.

Nays—Messrs. Blundell, Bridges, Calvert, Conn, Cooper, Craig, David, Dunn, Gates, Guild, Hillegas, Hope, Jeffrey, Nealon, Scott, Stanley, Smith of Polk, Smith of Linn, and Templeton—19.

Absent—Messrs. Lyle and Wright—2.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The committee on salary of state and county officers reported the following amendment to house bill No. 66:—

## AMENDMENT.

The governor of this state shall receive an annual salary of five thousand dollars, and shall receive no fees or perquisites whatever for the performance of any duties connected with his office, and all such fees and perquisites that now are or may hereafter be provided by law to be paid to the governor shall be paid into the state treasury. The judges of the supreme court shall each receive an annual salary of four thousand dollars, and the salary of the governor and each of the judges of the supreme court shall be paid in equal monthly payments by warrant drawn by the secretary of state on the state treasurer.

Mr. Long moved the adoption of the amendment.

Mr. Long moved the previous question.

The motion was lost.

Mr. Smith of Polk moved that the bill and amendments be indefinitely postponed.

Messrs. Long and Smith of Josephine demanded the ayes and nays on the motion.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Buckman, Burleigh, Hofer, Jeffrey, Nealon, Stewart, and Smith of Polk—7.

Nays—Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Burke, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hope, Huffman, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Smith of Clackamas, Smith of Josephine, Smith of Linn, Thompson, Tigard, Yates, and Mr. Speaker—48.

Absent—Messrs. Keyt, Lyle, Templeton, and Young—4.

So the motion to indefinitely postpone was lost.

Mr. Smith of Josephine moved that the bill be referred to a special committee of five, with instructions to amend so as to include all state officers, the committee to report back at 2 o'clock p. m. today.

Messrs. Long and Smith of Polk demanded the ayes and nays on the motion.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Blundell, Bridges, Burleigh, Calvert, Cleeton, Conn, Coon, Cooper, Craig, David, Davis, Hofer, Huffman, Jeffrey, McCracken, McGreer, Nealon, Paxton, Scott, Sehlbrede, Stanley, Stewart, Smith of Polk, Smith of Josephine, Templeton, Tigard, and Mr. Speaker—27.

Nays—Messrs. Baker, Barkley, Boothby, Buckman, Burke, Cardwell, Cole, Curtis, Daly, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hope, Keyt, Lester, Long, Mintie, Moorhead, Myers, Patterson, Rinearson, Shutrum, Smith of Clackamas, Smith of Linn, Thompson, Wright, Yates, and Young—31.

Absent—Messrs. Beach and Lyle—2.

So the motion to refer was lost.

Messrs. Long and Smith of Polk demanded the ayes and nays on the motion to adopt the amendment.

Mr. Sehlbrede moved to recommit, with instruction to put the secretary of state on salary of four thousand dollars and treasurer of state at four thousand dollars, and all fees paid into the general fund of the state.

The motion was lost.

The roll was called on the adoption of the amendment submitted by the committee on salary of state and county officers, and the vote was:

Those voting aye were—

Messrs. Baker, Beach, Boothby, Burke, Cardwell, Cole, Curtis, Daly, Gates, Gowdy, Guild, Hillegas, Lester, Long, McCracken, Moorhead, Myers, Patterson, Paxton, Rinearson, Smith of Clackamas, Thompson, Tigard, Wright, Yates, and Young—26.

Nays—Messrs. Barkley, Blundell, Bridges, Buckman, Burleigh, Calvert, Cleeton, Conn, Coon, Cooper, Craig, David, Davis, Dunn, Gurdane, Hofer, Hope, Huffman, Jeffrey, McGreer, Mintie, Nealon, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, and Mr. Speaker—32.

Absent—Messrs. Keyt and Lyle—2.

So the motion to adopt the amendment was lost.

Mr. Long moved that further consideration of the matter be indefinitely postponed.

Messrs. Smith of Polk and Blundell demanded the ayes and nays on the motion.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Beach, Buckman, Burke, Cardwell, Cole, Curtis, Daly, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Jeffrey, Long, Mintie, Nealon, Patterson, Rinearson, Scott, Shutrum, Stewart, Smith of Clackamas, Templeton, Tigard, Wright, Yates, and Young—31.

Nays—Messrs. Barkley, Blundell, Boothby, Bridges, Burleigh, Calvert, Cleeton, Conn, Coon, Cooper, Craig, David, Lester, McCracken, McGreer, Myers, Paxton, Sehlbrede, Stanley, Smith of Polk, Smith of Josephine, Smith of Linn, Thompson, and Mr. Speaker—24.

Absent—Messrs. Guild, Huffman, Keyt, Lyle, and Moorhead—5.  
So the motion to indefinitely postpone prevailed.  
Mr. Gates introduced house resolution No. 45.

HOUSE RESOLUTION NO. 45.

*Resolved*, That all speeches of the house for the remainder of the session be limited to one minute, except that the author of the bill may speak for five minutes. This to not apply to the general appropriation bill.

On motion of Mr. Gates, the resolution was adopted.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 198,—a bill for an act to repeal sections 2091, 2092, 2093, 2094, 2095, 2096, 2097, 2098, 2100, and 2101 of chapter VII, volume I of the miscellaneous laws of Oregon, as compiled by William Lair Hill, relative to drawing of justices' jury lists.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 161,—a bill for an act to amend an act entitled an act to change in part the compensation and mode of payment thereof to the county clerks, recorders of conveyances, clerks of circuit courts and county courts in the state, and of the sheriffs of the several counties; to repeal certain provisions of statute providing for the payment of certain fees to said officers, and of trial fees in certain cases, etc.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

Mr. Daly, chairman of the committee on salary of state and county officers, submitted the following report:--

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February —, 1895. }

*Mr. Speaker :*

Your committee on salary of state and county officers, to whom was referred house bill No. 338, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

AMENDMENT.

In section 3, page 6, line nineteen, after the words "Linn county," strike out "six hundred dollars" and insert "one thousand eight hundred dollars."

AMENDMENT.

In section 3, page 6, line twenty, after the words "Marion county," strike out "one thousand eight hundred dollars" and insert in lieu thereof "one thousand five hundred dollars."

AMENDMENT.

In same section and page, line twenty-one, after the words "one deputy," strike out "one thousand five hundred dollars" and insert in lieu thereof "one thousand two hundred dollars."

AMENDMENT.

In same section and page, line twenty-six, after the words "Washington, one thousand five hundred dollars," insert "Washington, one deputy, six hundred dollars."

AMENDMENT.

In section 1, page 3, after the words "Lane county, two thousand dollars," in line eleven, insert the words "Lane county, one deputy, one thousand dollars."

AMENDMENT.

In section 1, page 3, line sixteen, after the words "Marion county," strike out "two thousand five hundred dollars" and insert in lieu thereof "two thousand dollars."

## AMENDMENT.

In same section and page, line seventeen, after the words "first deputy," strike out "one thousand two hundred dollars" and insert in lieu thereof "one thousand dollars."

## AMENDMENT.

In same section and page, line eighteen, after the words "second deputy," strike out "nine hundred and sixty dollars," and insert in lieu thereof "nine hundred dollars."

JOHN D. DALY,  
Chairman.

On motion of Mr. Barkley, the amendments were adopted.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that senate has adopted house joint memorial No. 7, with the following amendment:

## AMENDMENT.

On page 3 of said memorial, before the words "and your memorialists will ever pray," insert the following: "and also beginning at the southeast corner of township twenty-two (22) south, range one (1) east, running thence east on the unsurveyed line between townships twenty-two (22) and twenty-three (23) south to the southeast corner of township twenty-two (22) south, range four (4) east; thence north on the surveyed and unsurveyed line between township ranges four (4) and five (5) east to the southeast corner of township seventeen (17) south, range four (4) east; thence east on the surveyed and unsurveyed line between townships seventeen (17) and eighteen (18) south to the northeast corner of township sixteen (16) south, range seven (7) east; thence north to the third standard parallel between townships thirteen (13) and fourteen (14) south; thence west along said parallel to the northeast corner of township fourteen (14) south, range four (4) east; thence following the present westerly line of said reservation to the southeast corner of township twenty-two (22) south, range one (1) east to line as originally established by proclamation of the president of the United States."

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 242,—a bill for an act to provide that any judge of the circuit court for the county may act in the place of the county judge of said county in all probate proceedings in the absence, sickness, or inability of such county judge to act.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

Mr. Patterson moved that house bill No. 338 be considered engrossed and placed on final passage.

The motion prevailed.

House bill No. 338 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were —

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Buckman, Burke, Burliegh, Calvert, Cardwell, Cole, Conn, Coon, Cooper, Curtis, Daly, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Keyt, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Nealon, Patterson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Young, and Mr. Speaker—49.

Nays—Messrs. Craig, David, and Paxton—3.

Absent—Messrs. Bridges, Cleeton, Jeffrey, Lyle, Myers, Rinearson, Wright, and Yates—8.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 297, with majority and minority reports, was taken up.

On motion of Mr. Sehlbrede, the courtesies of the house were extended to Hon. J. M. Brown, and he was invited to a seat within the bar.



Mr. Myers moved that the majority report be adopted.

Mr. Myers demanded a call of the house.

The roll was called and all the members were present, except Messrs. Barkley, Burke, Conn, Davis, and Patterson.

On motion of Mr. Curtis, further proceedings under call of the house were dispensed with.

Mr. Curtis moved that further consideration of this bill be postponed until 2 o'clock p. m.

The motion prevailed.

Mr. Long introduced house joint resolution No. 13.

#### HOUSE JOINT RESOLUTION NO. 13.

Whereas the legislative assembly of the state of Oregon, at its seventeenth biennial session, passed an act entitled an act to create a commission to provide for the display of Oregon resources at the world's Columbian exposition, to define its duties and to appropriate money therefor, and thereby did appropriate out of the state treasury the sum of sixty thousand dollars to be expended therefor; and, whereas, in pursuance of said act, and to carry out the objects thereof, the governor of the state of Oregon appointed Honorables Geo. T. Myers, W. F. Matlock, Geo. W. McBride, Phil Metschan, C. W. Ayers, J. A. Wright, J. R. Cardwell, E. B. McElroy, Mrs. Mary Payton and Mrs. E. W. Allen, and Messrs. M. Wilkins and Henry Klippel as honorary members of said board of world's fair commissioners, and said commissioners duly qualified and entered upon the discharge of their duties; and, whereas, the said board of world's fair commissioners have discharged their trust and completed their labors in a manner highly satisfactory in every respect to the people of the state of Oregon, and have by their energy and ability largely added to the prosperity of our state by exhibiting our resources at said world's fair; and, whereas, by strict economy, the said world's fair commissioners have saved out of said appropriation the sum of eighteen thousand two hundred and eighty dollars and sixty-nine cents, which said funds are now in the hands of Hon. Phil Metschan, state treasurer; and, whereas, the reports of the several commissioners and officers are of great value to the state of Oregon, being filled with statistical and general information relative to the resources of the state, that have been gathered and compiled with great care by said commissioners; and, whereas, we recognize and highly appreciate the indefatigable energy and superior ability of President Geo. T. Myers, which contributed so largely to our success at the world's fair; therefore, be it

*Resolved by the House of Representatives, the Senate concurring,*

That said board of world's fair commissioners be honorably discharged from further duty and responsibility in connection therewith; that the state of Oregon assume any and all legal obligations incurred by said board pertaining to said world's fair exhibit, and hold said board harmless therefrom.

*Resolved*, That the sum of eighteen thousand two hundred and eighty dollars and sixty-nine cents be refunded back into the treasury of the state of Oregon.

*Resolved*, That all articles belonging to the state and exhibited in the fishery department be turned over to the state board of agriculture; that all articles exhibited in the agricultural department be turned over to the state board of agriculture, and all articles exhibited in the horticultural department be turned over to the state board of horticulture.

*Resolved*, That the interests of the state of Oregon require that twenty thousand copies of the report of said world's fair commissioners be printed and distributed.

*Resolved*, That the thanks and gratitude of the people of the state of Oregon be extended to the gentlemen composing the said board of commissioners, to Secretary C. B. Irvine and to General Superintendent Jay Guy Lewis, for the able, energetic and successful manner in which they performed their duties to the state.

*Resolved*, That a joint committee of five, consisting of three from the house and two from the senate, be appointed to procure a suitable testimonial to be presented to President Geo. T. Myers as a token of the appreciation and approval by the people of the state for the successful management of this great enterprise.

*Resolved*, That the committee on ways and means be instructed to include in the general appropriation bill, an item not to exceed the sum of two thousand dollars, to provide for the payment of such outstanding claims against said world's fair commissioners as shall be lawfully approved and audited, including the sum of five hundred dollars, hitherto awarded by the joint committee on world's fair commissioners, to Mrs. Emma G. White for damages to property, and for the payment of the cost of said testimonial to the president of said commissioners.

On motion of Mr. Smith of Josephine, the resolution was adopted.

#### JOINT CONVENTION.

The joint convention of February 20, 1895, was called to order at 12 o'clock m. by the president of the senate, Hon. Joseph Simon.

The chief clerk of the senate called the roll of the senate and all the senators were present, except Senators McClung and McGinn.

Senators McClung and McGinn were announced as being paired on the vote for United States senator.

The chief clerk of the house called the roll of the house and all the representatives were present.

There being no objection, the reading of the journal of the proceedings of the joint convention of yesterday, the 19th instant, was dispensed with.

The president announced that as no person had received a majority of all the votes cast for United States senator for Oregon in the joint convention of yesterday, the 19th instant, there had been no election, and directed the calling of the roll of the joint convention for the purpose of voting for United States senator.

The roll was called, and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Beach, Blundell, Bridges, Brownell, Calbreath, Calvert, Cardwell, Carter, Cleeton, Conn, Daly, David, Davis, Denny, Gesner, Gowan, Gowdy, Hobson, Long, Maxwell, McCracken, McGreer, Mintie, Moorhead, Myers, Patterson of Marion, Paxton, Price, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Templeton, Thompson, Woodard, Mr. Speaker, and Mr. President—41.

Those voting for Hon. J. H. Raley were: Messrs. Beckley, Butler, Cogswell, Huston, McAlister, Smith of Sherman, and Smith of Clatsop—7.

Those voting for Hon. S. B. Huston were: Mr. Raley—1.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vanderburg, and Young—10.

Those voting for Hon. Geo. H. Williams were: Messrs. Alley, Baker, Barkley, Boothby, Burke, Cole, Coon, Cooper, Craig, Curtis, Davis, Dunn, Gates, Guild, Gurdane, Hillegas, Hofer, Hope, Johnson, Keyt, Lester, Lyle, Patterson of Grant, Rinearson, Scott, Smith of Linn, Tigard, Wright, and Yates—29.

Absent—Messrs. McClung and McGinn—2.

Total number of votes cast—88.

The president announced that as no person had received a majority of all the votes cast there had been no election.

Senator Alley moved that the joint convention do now adjourn.

Senators Johnson and Alley demanded the ayes and nays on the motion.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Alley, Barkley, Beckley, Boothby, Buckman, Burke, Burleigh, Cole, Coon, Cooper, Craig, Curtis, Dunn, Gates, Guild, Gurdane, Hillegas, Hobson, Hofer, Hope, Huffman, Huston, Johnson, King, Lyle, McAlister, Nealon, Patterson of Grant, Patter-

son of Marion, Rinearson, Scott, Smith of Sherman, Smith of Clatsop, Smith of Linn, Tigard, Wright, Yates, and Young—39.

Nays—Messrs. Bancroft, Beach, Blundell, Bridges, Brownell, Butler, Calbreath, Calvert, Cardwell, Carter, Cleeton, Cogswell, Conn, Daly, David, Davis, Dawson, Denny, Gesner, Gowan, Gowdy, Holt, Jeffrey, Keyt, Lester, Long, Maxwell, McCracken, McGreer, Mintie, Moorhead, Myers, Paxton, Price, Raley, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Stewart, Templeton, Thompson, Vanderburg, Woodard, Mr. Speaker, and Mr. President—49.

The motion was lost.

The president directed that the roll be called for the purpose of taking a second ballot.

The roll was called, and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Beach, Blundell, Bridges, Brownell, Calbreath, Calvert, Cardwell, Carter, Cleeton, Conn, Daly, David, Dawson, Denny, Gesner, Gowan, Gowdy, Hobson, Long, Maxwell, McCracken, McGreer, Mintie, Moorhead, Myers, Patterson of Marion, Paxton, Price, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Templeton, Thompson, Woodard, Mr. Speaker, and Mr. President—41.

Those voting for Hon. J. H. Raley were: Messrs. Beckley, Butler, Cogswell, Huston, McAlister, Smith of Sherman, and Smith of Clatsop—7.

Those voting for Hon. N. L. Butler were: Mr. Raley—1.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vanderburg, and Young—10.

Those voting for Hon. Geo. H. Williams were: Messrs. Alley, Baker, Barkley, Boothby, Burke, Cole, Coon, Cooper, Craig, Curtis, Davis, Dunn, Gates, Guild, Gurdane, Hillegas, Hofer, Hope, Johnson, Keyt, Lester, Lyle, Patterson of Grant, Rinearson, Scott, Smith of Linn, Tigard, Wright, and Yates—29.

Absent—Messrs. McClung and McGinn—2.

Total number of votes cast—88.

The president announced that as no person had received a majority of all the votes cast there had been no election.

Representative Myers moved that the joint convention do now adjourn.

Senators Johnson and Alley demanded the ayes and nays on the motion.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Bancroft, Beach, Beckley, Buckman, Burleigh, Butler, Calbreath, Curtis, Cogswell, Conn, Cooper, Curtis, Daly, Dawson,

Denny, Gesner, Gowan, Gowdy, Hobson, Holt, Huffman, Huston, Jeffrey, Lester, Maxwell, McAlister, McCracken, McGreer, Mintie, Moorhead, Myers, Patterson of Marion, Paxton, Shutrum, Smith of Sherman, Smith of Clatsop, Smith of Polk, Steiwer, Stewart, Templeton, Thompson, Woodward, and Mr. President—44.

Nays—Messrs. Alley, Baker, Barkley, Blundell, Boothby, Bridges, Brownell, Burke, Calvert, Cardwell, Cleeton, Cole, Coon, Craig, David, Davis, Dunn, Gates, Guild, Gurdane, Hillegas, Hofer, Hope, Johnson, Keyt, King, Long, Lyle, Nealon, Patterson of Grant, Raley, Rinearson, Scott, Sehlbrede, Smith of Clackamas, Smith of Josephine, Smith of Linn, Stanley, Tigard, Vanderburg, Wright, Yates, Young, and Mr. Speaker—44.

The motion was lost.

Senators Huston and Bancroft announced that they were paired on the vote for United States senator, and asked to be excused.

Senators Patterson and Daly announced that they were paired on the vote for United States senator, and asked to be excused.

Senators Butler and Price announced that they were paired on the vote for United States senator, and asked to be excused.

Senators Huston and Bancroft, Patterson and Raley, and Butler and Price, were excused.

On motion of Representative Rinearson, the joint convention adjourned.

On motion of Mr. Dunn, the house adjourned to 2 o'clock p. m.  
R. E. MOODY,  
Chief clerk.

## AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 20, 1895. }

The house was called to order at 2 o'clock p. m., pursuant to adjournment, by the speaker.

The roll was called and all the members were present, except Messrs. Bridges, Burke, Burleigh, Craig, Davis, Gates, Guild, Mintie, Smith of Clackamas, and Smith of Polk.

The majority report on house bill No. 297 was taken up.

Mr. Myers demanded a call of the house.

The roll was called and all the members were present, except Messrs. Beach, Gates, Gurdane, Huffman, Lyle, Patterson, Rinearson, Smith of Clackamas, Smith of Polk, and Wright.

On motion of Mr. Baker, further proceedings under call of the house were dispensed with.

Mr. Lester moved to amend by adoption of minority report on house bill No. 297 in place of the majority report.

Messrs. Lester and Curtis demanded the ayes and nays.

Mr. Lester demanded a call of the house.

The roll was called and all the members were present, except Messrs. Burke, Cole, Davis, Gurdane, Hillegas, Long, Patterson, and Yates.

On motion of Mr. Barkley, further proceedings under call of the house were dispensed with.

Mr. Lester demanded that the minority report be read and acted upon section by section.

Section 1 was read and upon a vote being taken was rejected.

Mr. Curtis moved further consideration of this bill be indefinitely postponed.

Mr. Curtis demanded a call of the house.

The roll was called and all the members were present, except Messrs. Beach, Burke, Cole, Davis, Long, Patterson, Rinearson, and Yates.

Mr. Myers moved that further proceedings under call of the house be dispensed with.

The motion prevailed.

Messrs. Lester and Curtis demanded the ayes and nays on indefinite postponement.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Boothby, Bridges, Buckman, Burleigh, Cleeton, Coon, Cooper, Curtis, Gates, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Lyle, McGreer, Mintie, Moorhead, Myers, Rinearson, Scott, Shutrum, Smith of Clackamas, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Young, and Mr. Speaker—36.

Nays—Messrs. Barkley, Blundell, Calvert, Cardwell, Conn, Craig, Daly, David, Dunn, Gowdy, McCracken, Nealon, Paxton, Sehlbrede, Stewart, and Smith of Polk—16.

Absent—Messrs. Beach, Burke, Cole, Davis, Long, Patterson, Stanley, and Yates—8.

So the bill was indefinitely postponed.

Mr. Paxton introduced house joint resolution No. 14.

#### HOUSE JOINT RESOLUTION NO. 14.

*Resolved by the House, the Senate concurring, That a joint committee of the house and senate, consisting of three members of the house, to be appointed by the speaker, and two members of*



the senate, to be appointed by the president of the senate, be and hereby is created, to investigate, consider, and report to the legislative assembly at its nineteenth biennial session upon the subject of food fish and legislation necessary for the protection and preservation of the same and the promotion of the fishing industries. Said committee shall serve without compensation.

The resolution was referred to the committee on resolutions.

House bill No. 125, with amendments, was taken up.

Mr. Curtis moved the adoption of the following amendment:—

#### AMENDMENT.

That said bill be amended by adding section 3.

Section 3. This act shall take effect and be in force from and after January 1, 1897.

The amendment was adopted.

Mr. Curtis moved that the bill be considered engrossed and placed on final passage.

Mr. Sehlbrede moved that the bill be indefinitely postponed.

Messrs. Stewart and Jeffrey demanded the ayes and nays on the motion.

On this question the roll was called and the vote was:

Those voting aye were —

Messrs. Coon, Daly, Guild, Hofer, Keyt, Myers, Smith of Josephine, and Thompson — 8.

Nays — Messrs. Baker, Barkley, Blundell, Bridges, Buckman, Burleigh, Calvert, Cardwell, Cleeton, Conn, Cooper, Craig, Curtis, David, Dunn, Gowdy, Gurdane, Hillegas, Hope, Huffman, Jeffrey, Lester, Lyle, McCracken, McGreer, Mintie, Moorhead, Nealon, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Tigard, Young, and Mr. Speaker — 42.

Absent — Messrs. Beach, Boothby, Burke, Cole, Davis, Gates, Long, Patterson, Wright, and Yates — 10.

So the motion to indefinitely postpone was lost.

Mr. Curtis moved the previous question.

The motion prevailed.

House bill No. 125 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were —

Messrs. Baker, Barkley, Blundell, Boothby, Buckman, Burleigh, Calvert, Cleeton, Cole, Cooper, Craig, Curtis, Daly, Guild, Hope, Huffman, Jeffrey, Lester, Mintie, Myers, Nealon, Scott, Shutrum, Stewart, Smith of Clackamas, Smith of Linn, Templeton, Tigard, Young, and Mr. Speaker — 30.

Nays—Messrs. Bridges, Cardwell, Conn, Coon, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Keyt, Lyle, McCracken, McGreer, Paxton, Sehlbrede, Stanley, Smith of Josephine, and Thompson—18.

Absent—Messrs. Beach, Burke, David, Davis, Gates, Long, Moorhead, Patterson, Rinearson, Smith of Polk, Wright, and Yates—12.

So the bill failed to pass.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has adopted senate concurrent resolution No. 19, requiring the secretary of state to furnish to state printer true copies of proceedings of legislature, etc.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

#### SENATE CONCURRENT RESOLUTION NO. 19.

*Be it resolved by the Senate, the House concurring,* That the secretary of state be instructed to furnish to the state printer for publication, as required by law, true copies of the records of the proceedings of this legislative assembly, as shown by the journals thereof, and the laws, resolutions, and memorials passed at this session, the compensation for such transcripts to be such as is prescribed by law for like services in other cases, and such copies of the laws to be furnished within sixty days from the date of the adjournment of this assembly. The original copies of said laws, journals, resolutions, and memorials shall be safely kept on file in the office of the secretary of state as required by law.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that senate concurrent resolution No. 2 is reported as correctly engrossed.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.



The speaker announced that he was about to sign senate concurrent resolution No. 2, and soon thereafter declared that he had signed the same.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has adopted senate concurrent resolution No. 18, fixing the time of adjournment.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

## SENATE CONCURRENT RESOLUTION NO. 18.

*Resolved by the Senate, the House concurring,* That the eighteenth biennial session of the legislature of the state of Oregon adjourn without day on Friday, the twenty-second day of February, A. D. 1895, at 12 o'clock, midnight, of said day.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 232,—a bill for an act to create a state board of assessors, and to define their powers and duties thereof, and to provide a more equitable and just method of assessment and taxation and the equalization thereof, and to provide for the assessment and collection of a state poll tax; and to amend section 1 of an act entitled an act to amend sections 2752 and 2769, and to repeal sections 2730, 2735, 2736, 2737, 2753, 2754, 2755, 2756, and 2757 of the miscellaneous laws of Oregon.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

The following message was received from His Excellency, Governor Wm. P. Lord:—

## MESSAGE FROM THE GOVERNOR.

STATE OF OREGON, EXECUTIVE DEPARTMENT, }  
 SALEM, Oregon, }  
 February 20, 1895. }

*To the Honorable the Speaker of the House:*

I am directed by the governor to inform you that he has approved and signed the following bill: House bill No. 130.

W. S. DUNIWAY,  
 Private secretary.

Mr. Smith of Polk offered the following amendment to senate concurrent resolution No. 18:—

## AMENDMENT.

Amend to read 12 o'clock, midnight, Saturday, February 23d.

Mr. Smith of Polk demanded a call of the house.

The roll was called and all the members were present, except Messrs. Barkley, Beach, Guild, Long, Moorhead, Myers, Rinearson, and Scott.

Mr. Craig moved that further proceedings under call of the house be dispensed with.

The motion prevailed.

Mr. Baker offered the following amendment to the amendment:—

## AMENDMENT.

That we do not adjourn until some day next week to be decided upon on Tuesday next.

Mr. Smith of Josephine moved that the resolution and amendments be laid on the table.

The motion prevailed.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
 SALEM, Oregon, }  
 February 20, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has adopted senate concurrent resolution No. 20, directing the secretary of state to furnish public library at Pendleton, Oregon, and to the Multnomah law library of Portland, printed copies of messages of the governors, and reports of state officers, and journals of senate and house.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

SENATE CONCURRENT RESOLUTION NO. 20.

*Resolved by the Senate, the House concurring,* That the secretary of state be directed to furnish to the public library at Pendleton and to the Multnomah law library of Portland printed copies of the messages of the governors, the reports of all the state officers, state boards, and of the public institutions and the supreme court, and the journals of the house and the senate of this state, to be kept in each of said libraries for public use, subject to the rules and regulations of the duly constituted authorities of said libraries.

On motion of Mr. Hofer, the house concurred in the resolution.

Mr. Tigard, chairman of the committee on alcoholic traffic, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 18, 1895. }

*Mr. Speaker :*

Your committee on alcoholic traffic, to whom was referred house bill No. 375, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

C. F. TIGARD,  
Chairman.

Mr. Baker moved that house bill No. 375 be considered engrossed, read third time, and placed on final passage.

The motion prevailed.

House bill No. 375 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Moorhead, Myers, Nealon, Patterson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith

of Josephine, Smith of Linn, Tigard, Wright, Yates, Young, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Blundell, Bridges, Mintie, Paxton, Rinearson, Smith of Clackamas, Templeton, and Thompson—8.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 197,—a bill for an act to prevent the production and sale of unwholesome foods and medicines, and to regulate sales of adulterated foods, drinks, and medicines.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon,  
February 20, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 367, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 20, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 54, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 20, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 263, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 20, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 280, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 20, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 292, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
 Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 20, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 58, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
 Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 20, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 147, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
 Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 20, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 148, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 20, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 260, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 20, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 172, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 20, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 302, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
 Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 20, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 376, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
 Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 20, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 70, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
 Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—



REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 20, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 293, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 20, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 373, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 20, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 306, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 20, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 69, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 20, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 288, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 20, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 296, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHEBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 20, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 263, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 20, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 102, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

The joint committee appointed under senate concurrent resolution No. 13, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February —, 1895. }

*Mr. Speaker:*

The joint committee, appointed under senate concurrent resolution No. 13, to investigate the management and condition of the Oregon state insane asylum, beg leave to report that we have discharged the duty assigned us.

We find that the patients are supplied with all things necessary for their comfort, that sufficient and wholesome food is furnished them and that the wards are kept in a cleanly manner, and the sanitary conditions are as near perfect as it is possible. A complete fire system and equipment is maintained and the safety of the patients in this respect as well guarded as is possible.

The building known as the infirmary is a fine structure, and its arrangement such that there is but little, if any, danger from the spread of contagious diseases, should any break out or be introduced there. The treatment of the patients is humane and courteous, and the rules governing all things relating to the care, sustenance, and attention of the patients are complete, and a strict compliance required. The lands about the asylum and of the asylum farm are carefully and systematically cultivated, and under its present state of cultivation furnish all the vegetables and small fruits necessary for the maintenance of the employés and patients, and the further amount of roots and hay necessary to feed all the stock owned by this department. We have visited the asylum cottage farm and find all the improvements of substantial character in their construction. The buildings are all well made, comfortably furnished, and neatly kept. The fences are good and the land under a good state of cultivation. Under the present careful management of the institution, the average cost per capita per month has been reduced from an average of twelve dollars and sixteen and four tenth cents per month at the close of the year, 1892, to an average at the close of the last year of nine dollars and twenty-three cents per month, making the present cost per capita of about thirty-two cents per day.

The library should not be neglected, as it is of great benefit to the patients. There are at present about one thousand inmates in the asylum, and the number is gradually increasing, the number reported at the last biennial session of the legislature being eight hundred and twenty-eight.

A thorough investigation of the books and accounts of the institution has been made by competent clerks, and in all particulars they have been found correct. From the present system of keeping accounts, however, we find that the bookkeeper at the asylum has no means of keeping his accounts in check with the secretary of state without considerable extra trouble and care on his part. We would recommend that the board adopt the following system, to wit: That the bookkeeper at the asylum be required to send duplicate bills attached to his vouchers when making his report to the board; that when a bill is audited and a warrant drawn for the same, the secretary of state shall stamp or indorse on the duplicate bill attached to the voucher the number of the warrant, date of issuance and amount, and sign the same and return it to the asylum, or if a warrant is issued for any sum authorized and not received by voucher from the asylum, a bill of the same, stamped as above indicated, should be sent as in the former case. This would, in our opinion, be a complete check on both offices and prevent the liability of errors which might now exist.

We would further recommend that the quarterly payroll be made in triplicate, both original and duplicate being signed by the employés, and one deposited with the secretary of state, upon which he should issued his warrant for the total amount named therein in favor of the bookkeeper. The bookkeeper should then deposit the duplicate payroll with the treasurer at the time of cashing his warrant, and pay the employés their several amounts as reported on the payroll, retaining the triplicate copy. These payrolls should all be stamped or indorsed by the secretary of state, as above indicated in relation to the vouchers.

In order that the state and employés may be protected, the bookkeeper at the asylum should be required to give a good and sufficient bond in such sum as the board may name. This latter system would save a great deal of work both to the secretary of state and state treasurer, and be far less trouble to the employés than the present system.

In the matter of charges against the management of the asylum your committee would further report that it has held three stated meetings, each of which were publicly advertised under the statement that it would receive and consider any charges regarding the improper management of the affairs of the asylum properly brought before it. No charges were preferred at any of these meetings, and we are of the opinion that none can be brought affecting in any way the careful and proper management of that institution.

In all our examinations the superintendent has been very courteous in his demeanor, careful in his explanations, and has insisted on a thorough and searching investigation.

The bookkeeper was courteous and obliging, and during the examination of the books and papers gave his aid and all assistance required in the investigation.

F. A. BANCROFT,  
Chairman on the part of senate.

C. A. SEHLBREDE,  
Chairman on the part of house.

The joint committee appointed under senate concurrent resolution No. 3, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February —, 1895. }

*Mr. Speaker:*

The joint committee appointed under senate concurrent resolution No. 3, to inquire into the building and management of the

Oregon soldiers' home, beg leave to submit the following report:

We found the home quite pleasantly situated near the Umpqua river, and about one mile from the thriving city of Roseburg. In selecting a site for the home, your committee cannot find that any effort was made by the board of trustees to invite competition from other cities for donations of land or for sites for the home. It seems that only two were received and these were not considered. One tract of forty acres of land was purchased for a site at this place at a cost of seventy-five dollars per acre. The land is low and level, and covered by a dense growth of small timber. About ten acres of this land has been cleared, but your committee could obtain no direct and reliable information regarding the cost of clearing this land. The work seems to have been done by a large number of individuals employed by the day or hour and in connection with other labor, and no separate account of the cost of this work could be obtained. As regards the plan of the building your committee will not question, nor does it doubt the good intention of the board of trustees, but with the money expended, a building far more commodious and better adapted to the purpose intended might have been constructed. Nearly the whole of the first floor is occupied by the office, reading-room, and apartments for the employés, while the inmates, many of them feeble, must climb to the second floor and attic of the building.

The amount appropriated for the buildings by the act of 1893 was eight thousand dollars, while the amount actually expended was eleven thousand eight hundred and thirty-four dollars and seventy-eight cents, thus creating a deficit in that account of three thousand eight hundred and thirty-four dollars and seventy-eight cents, as shown by the report of the board of trustees.

Your committee find the following to be the number of employés and amounts paid to each per month: Commandant, eighty-three dollars and thirty-three cents; adjutant, fifty dollars; surgeon, forty-one dollars and sixty-six cents; matron, thirty dollars; cook, fifty dollars; assistant cook, ten dollars; laundress, twenty dollars; dining-room girl, twelve dollars; assistant matron, twelve dollars; teamster, twenty-five dollars; farmer and gardener, thirty dollars; mail carrier and laborer, ten dollars. Total, three hundred and seventy-three dollars and ninety-nine cents per month, or four thousand four hundred and eighty-six dollars per year. It will be seen that this is four hundred and seventy-six dollars, more than one third ( $\frac{1}{3}$ ) of the entire yearly appropriation for the maintenance of the home, and does not include what is paid to inmates who labor on the farm.

This amount seems to your committee to be far above the necessary requirements and ought to be reduced.

Section 15 of the act of 1893 reads as follows: "Said board of trustees shall regularly meet on the first Tuesday of March, June, September, and December, and shall at such times be authorized to audit the accounts of the said soldiers' home; and upon the approval thereof, said secretary shall make a statement of said accounts, which said statement shall be certified as correct by the president and secretary of said board of trustees, and shall then be filed in the office of the secretary of state, who shall then draw warrants upon the funds which may be appropriated or from time to time set aside for soldiers' home funds for the payment of the same; *provided*, that all warrants so drawn shall designate upon their face the purpose for which the same may be drawn, and that the same be paid from the soldiers' home fund."

The report of the board of trustees covering a period of eighteen months from May, 1893, to October, 1894, shows that there were held during that time eight meetings of the executive committee of the board, consisting of three members, and twenty-two meetings of the full board, or thirty meetings in all. Now, taking this land, covered with timber as it was, clearing it, erecting the building, furnishing it, and with all the minor details necessary for its completion and occupancy, and all this required more than quarterly meetings of the board, your committee do not deny, but freely admit. But it must be remembered that the construction of the building was by contract, as was the plumbing, and as the clearing of the land should have been, and that all these meetings of the board were necessary your committee cannot believe, nor was there any evidence whatever produced before the committee to show this necessity. We are constrained then to say that it shows, if nothing worse, a lamentable want of business capacity on the part of the board of trustees. Your committee further find that the sum of five dollars per day was charged by the members of the board of trustees for each day's attendance on the meetings of the board in direct violation of section 18 of the act of 1893, which is as follows: "Said trustees shall not receive any compensation for their services, but they shall be entitled to their actual expenses incurred while attending the sessions, or in attending to the transaction of any business by and under the direction of said board of trustees." We also call your attention to the following communication from the secretary of state containing an opinion of the attorney-general, as the trustees claim that the charge of five dollars per day was legitimate and made to pay for help employed by them in their absence in attending the meetings of the board.



SALEM, Oregon, January 8, 1894.

*Mr. A. J. Bellows, Trustee, Oregon Soldiers' Home, Roseburg, Oregon—*

DEAR SIR: Enclosed please find voucher No. 5229 for twelve dollars and fifty cents—four dollars less than the total amount of your bill. This disallowed item is for the "cost of labor hired while absent." I have referred this matter to the attorney-general, and, in his opinion, he states: "A member of the board of trustees of the soldiers' home, while absent in attendance upon a board meeting, employs a man to take his place on the farm during his absence and pays him for his services four dollars, would it be proper to audit and allow said member this item? I am of the opinion that it would not be proper so to do. Section 18 of the act of 1893, providing for the appointment of the board of trustees of the home, provides that said trustees shall not receive any compensation for their services, but they shall be entitled to their actual expenses incurred while attending the sessions, or in attending to the transaction of any business by and under the directions of said board of trustees."

The language of the statute quoted does not indicate that the legislature intended the allowance of such claims as the one above referred to. Such a construction would leave to the several members of the board of trustees the discretion to estimate their services at any price they might see fit, and indirectly make the state compensate them most handsomely therefor.

I have for the above reason disallowed the item first referred to in this letter.

I remain, yours very respectfully,

GEO. W. McBRIDE,  
Secretary of state.

Your committee find that the following amounts have been received by different members of the board of trustees for attendance on its meetings: J. W. Mullen, two hundred dollars; Charles Nickell, two hundred and sixty dollars; S. S. Train, one hundred and ninety-five dollars; James Byron, two hundred and ten dollars; A. J. Bellows, thirty dollars. We desire it to be understood that these charges are in excess of the regular car fare and Pullman car fare and other expenses. These amounts being as follows: Charles Nickell, two hundred and six dollars; S. S. Train, one hundred and sixty-three dollars; James Byron, fifty-one dollars; the latter living twelve miles in the country, and Messrs. Mullen and Bellows living in Roseburg. The total amount of these charges being one thousand three hundred and fifteen dollars, of which sum eight hundred and ninety-five dollars was paid themselves by the board of trustees in direct violation of



law. Your committee find that Trustee Bellows, after attending six meetings of the board and charging per diem for the same, but coming to the conclusion that this charge was contrary to the spirit and intention of the law, he thereafter discontinued it. He also claims to have returned to the state the full amount thus wrongfully taken. It will be noticed that the per diem of S. S. Train, as above given, was one hundred and ninety-five dollars. He also claims to have made good to the state the sum of fifty dollars, the above amount being his salary for one quarter, as secretary of the board of trustees, which he did not draw. Your committee note these facts in justice to Messrs. Bellows and Train. But your committee cannot fail to note that, allowing the return to the state of fifty dollars by Mr. Train, there yet remains the sum of one hundred and fifty dollars salary as secretary of the board of trustees for three fourths of the year, while it was in evidence before your committee that Mr. Train did not perform the labor, but that it was performed by the commandant and adjutant of the home.

In May, 1893, J. W. Mullen and Charles Nickell, members of the board of trustees, visited the soldiers' home at Yountville and Santa Monica, California, and obtained free passes over the Southern Pacific railroad, as the following correspondence had with Mr. T. H. Goodman, general passenger agent of the Southern Pacific Railroad Company, will show:—

ROSEBURG, Oregon, April 24, 1893. .

*Mr. T. H. Goodman, San Francisco, California—*

DEAR SIR AND COMRADE: Your local agent at this place, Mr. Estes, has kindly shown me your letter to him concerning the matter of transportation asked for by Mr. Mullen of our board of trustees. After a brief presentation of our case, I trust that you will be able to grant our request securing to us the necessary transportation over your road. Briefly, it is this: The Oregon legislature appropriated so small a sum for us to accomplish anything looking toward the early completion of this much-needed enterprise, it is necessary for us to use the most rigid economy in every particular. None of the board being familiar with the workings of such a home, we feel it to be a necessity for some of us to make a personal visit to such homes as are available, so that we may avoid making costly mistakes that would be likely to happen did we not have an opportunity of gaining all the information possible. I have just returned from a visit to the home at Orting, Washington. From what I learned from my brief stay there clearly proved to me that a day spent at Yount-

ville and also at Santa Monica would be of greatest value to us. I hope you will not take this as a criticism to your management, but in justice to myself as a member of the board, I think we are entitled to the same consideration from the Southern Pacific Company as has been given us by the Union Pacific, Northern Pacific, and also Hunt's system.

Wishing to meet the committee on the home at the Grand Army of the Republic encampment just held at Pendleton, I stated my case to Mr. Ord, of the Union Pacific, at Portland, and was given a pass for all the Grand Army of the Republic members of the board from that city to Portland. Then being anxious to gain as much time as possible, I determined to go to Orting before returning to Roseburg, and Mr. Prescott, of the Northern Pacific, at Portland, gave us a pass from Pasco to Orting and then go back to Kalama. Now here are two roads so located that they will never be benefited one dollar by our enterprise, whose managers, looking at the great merits and public character of such an institution in its true light, kindly gave us all we asked for. Will your road do less? When you take into account the fact that all the lumber and material to be used has to be transported over your road and the supplies for its maintenance for all time also, don't you think we are reasonable in our request? Comrade, I want you to be just as fair as I try to be. I know without your telling me the extent to which the granting of passes are abused and in my private character, as a citizen, I would be the last to ask any favor not accorded to the rest of the public, for I am an ardent believer that all men pay as they go. That I am now and am likely to be in position that will be of value to your road I am certain. Understand me not in any way that would not invite the closest scrutiny, but as a man that realizes the great importance your road holds in its bearings on the future welfare and prosperity of the Pacific coast, and is willing to give it credit as such, which I am sorry to say is almost the exception instead of the rule. If you wish to inform yourself as to who I am, I can refer you to Paymaster Reid, who is well acquainted with me. If my memory is not at fault, I think I met you at the national encampment, at Portland, Maine, where I was a delegate from Portland, Oregon, and had a pass which I earned in aiding to get the next encampment at your city. That the object of present request is more worthy than any you are likely to be called upon to aid, I am sure, and, with this presentment, I leave the matter in your hands.

Yours in F., C. and L.,

A. J. BELLOWS.

On May 8th I received the following reply:—

SAN FRANCISCO, May 5, 1893.

*Mr. A. J. Bellows, Roseburg, Oregon—*

DEAR SIR: On returning early this week after an absence at the east your letter of the twenty-first ultimo was handed to me by Mr. Donaldson, my assistant. He was inclined to do what you asked, but, expecting my return at any moment, preferred I should act, hence the delay. With this apology for seeming nonattention, we beg to say we will comply with your request and arrange for the free transportation desired for the three members of your committee from Coles to Santa Monica and return. On being furnished with the names of the members by Mr. Mullen we will at once communicate with him through our agent, Mr. Estes.

Respectfully yours,

T. H. GOODMAN.

Following this an effort was made to secure a copy of Mr. Mullen's letter to Mr. Goodman, asking for free transportation, and of which Mr. Bellows' letter, as quoted above, was a supplement. Mr. Goodman replied as follows:—

SAN FRANCISCO, February 6, 1894.

*Mr. A. J. Bellows, Secretary, Oregon Soldiers' Home, Roseburg, Oregon—*

DEAR SIR: I am in receipt of your favor of the second instant. I still am of the opinion that it would not be the proper thing for me to give you a copy of the correspondence asked without an official request is made on me for the same.

You say that the majority of the board of trustees would not coincide with you in asking for these copies. It seems singular they should not if they have a desire to maintain proper "decorum," I might say, among themselves as a body, and retain the good will of our company. Mr. Mullen's original letter asked for free transportation so that the home might receive the benefit thereof, at least I think any one would concur with us in our opinion that such was the tenor of the request. The passes would certainly never have been given under other circumstances.

You say that you introduced a resolution before the board that the money thus charged up be refunded, and this was done under the advice of Governor Pennoyer. It occurs to me that the governor, as the executive officer of the state of Oregon, controls the home, and could therefore very consistently duplicate your request. Should he do so I certainly will comply.

I will add that Mr. Mullen has recently asked for passes for

two more of your people, which request I deemed it but right to decline, we having in effect our M. W. F. rates of one fare from Roseburg to San Francisco and return, and special rates then to Santa Monica.

Very respectfully,

T. H. GOODMAN.

It will thus be seen that Trustees Mullen and Nickell received free passes solely that the home might be benefited that much and on account of the small appropriation it had received, but notwithstanding this fact well known to them, Messrs. Mullen and Nickell charged and received from the state the full amount of the fare. Mr. Nickell justifies his conduct in the matter and incidentally replies to Judge Fullerton, who had given it as his opinion that the act was unlawful, as follows:—

JACKSONVILLE, July 11, 1893.

*Mr. A. J. Bellows—*

DEAR SIR: I have been absent from home some time and in looking over the correspondence find your letter advising me of the return of our transportation vouchers to the secretary of state.

I am greatly surprised at your action in this matter, and am at a loss to know how you could assume the authority of annulling or countermanding the action of the board. This is an assumption on your part wholly unauthorized by your position. The opinion by Judge Fullerton is that of an individual, nothing more, and entirely gratuitous, for the reason that the matter is not up for judicial investigation. It is surprising that Judge Fullerton would step aside to render an opinion upon a matter not properly and legally before him. The board in its official capacity passed upon and authorized the payment of the vouchers, and it was its privilege and right to do so, and certainly no one member of the board could assume the authority of undoing its work. It is well known that legislators and many people ride on passes and still get their mileage, but this has nothing to do with the matter. We are entitled to transportation from the state; if we can secure it from companies through individual influence it is a matter with which the state has nothing to do, and in no sense relieves the state of its obligations. If we chose to walk the state would be liable for the transportation, just the same as if we actually paid our fare. The above being the undeniable facts in the case, I hope you will write to the secretary of state at once and order the vouchers returned so we can get our warrants.

Yours, very truly,

CHARLES NICKELL.

Your committee will dismiss the subject here, simply premising that the laudable object of saving money for the Oregon soldiers' home did not seem to be the ruling motive in the lives of Messrs. Mullen and Nickell, at that time. Immediately following this trip of Messrs. Mullen and Nickell to California, the board dispatched Mr. Baldwin, the commandant, and Mrs. Sada Watkins, the matron, to visit the soldiers' home at Orting, Washington, Mr. Bellows having visited the same place earlier in the spring. On their return and still on information bent, the board sent Baldwin over the same route Mullen and Nickell had taken to Santa Monica and Yountville, California. That Mr. Baldwin did not ride on the breakbeam, nor get his meals at the soup-house, is evident from the bill of particulars which he presented on his return. Railroad fare paid out, forty-eight dollars and fifty cents; Pullman fare paid, twelve dollars; hotel bills, sixty dollars; clerical assistance, car fare, and incidentals, ten dollars; total, one hundred and thirty dollars and fifty cents.

Your committee find certain vouchers drawn in favor of Mr. Mullen amounting to one hundred and eighty dollars for what he terms "expense at home grounds." What the term "expense at home grounds" means, your committee cannot determine, nor could Mr. Mullen himself make it at all clear. The report of the board of trustees shows several hundred vouchers drawn in favor of Mr. Mullen, but what he did with the money or who received it, your committee could not ascertain. In one instance, it was shown your committee, the party for whom Mr. Mullen drew the money never received it. In this connection we desire to condemn in the most emphatic manner this so-called report of the board of trustees. It is composed of several hundred items thrown promiscuously together without system, aim, or method. Your committee has searched for days through its labyrinth of particulars to get something tangible and definite. Nor does the board of trustees seem to know much about it. It seems intended only to confuse and confound the searcher for information from its incongruous pages.

A large part of the printing for the home has been done by the Times Printing Company of Jacksonville, of which company Mr. Nickell is a member. The report of the board of trustees shows but few items, the cost of which can be compared with the same produced by other companies, but we have selected such as can be and have compared the cost of the same with those produced by Ross Moores and E. M. Waite of Salem, and two firms in Portland, and find that in every case the Times Publishing Company has charged fifty per cent. more for the same work than is charged by the firms above named. We have examined as far as possible the blank books furnished by said company, the other

items above mentioned being different styles of envelopes and letter-heads, and believe that the whole amount of printing done by this company, and aggregating over five hundred dollars, has cost the state fifty per cent. more than if done by any other printing company in the state of Oregon. In concluding this report your committee desire to say that we have endeavored to do justice and spare not. And in this connection we desire again to mention the fact that Mr. Train returned, indirectly, fifty dollars of the money wrongfully withheld by him, and in justice to Mr. Bellows we will say that, beginning a career of dishonesty with the other members of the board, he early saw the injustice of his course, and did what he could to make amends for his wrongdoing. He has assisted us very materially in obtaining evidence and information, and has made a clean breast as far as we are able to determine of the whole matter.

The citizens of Roseburg have an interest in this home and its good name more direct and important than the citizens of any other part of the state. They desire that no scandal of any kind shall come upon it. They desire the fullest investigation of its management. They want no man, whoever he may be, to escape who has done it an act of injustice. They have been represented on this committee and every fair minded person in Roseburg will acquiesce in its conclusions. The mismanagement of the affairs of the home becoming a matter of notoriety, the department commander of the department of Oregon, Grand Army of the Republic, on last September appointed a committee of five members of that order to make an investigation and report at this session of the legislative assembly. The department commander has withheld that report from your committee and we knew nothing of its import until our own report was entirely prepared. We herewith submit that report:—

PORTLAND, Oregon, January 12, 1895.

*Hon. B. F. Alley, Senator from Lane County—*

DEAR SIR AND COMRADE: At a meeting of a special committee in behalf of the Oregon home for old soldiers, appointed by the department commander of the Grand Army of the Republic, to look after the interests of the old soldiers at the coming session of the legislature, and to coöperate with a joint committee, which, no doubt, will be appointed for that purpose. After a careful examination of the management of the funds by the present board, we find that there has been an extravagant and careless management of the funds of the home, and the improper expenditure of the funds thus far leaves quite a large deficit now existing which might have been avoided with ordinary business ability and



management, as the accompanying paper will fully show to you.

We also hand you a consolidated statement of the funds, which will show about what each member has received and applied to his own gain. Also, several members have taken certain contracts for supplies to themselves at their own prices. We would particularly call your attention to the payment of certain warrants to J. W. Mullen for sundry accounts, which were claimed to have been done for the home, but for which there seems to be no receipt but the one of J. W. Mullen. The board has only his statement and receipt for the various claims.

In view of these facts the committee of the Grand Army of the Republic of the department do most earnestly recommend that the names of the present board be not confirmed by the senate, and that that part of the unfinished business of the senate be referred back to the governor, who, we feel satisfied, will appoint a new board that will act with the proper business ability, both in the interest of the old soldiers and the generous public of this state, who are willing to pay any reasonable tax for the benefit of all worthy old soldiers.

Yours in F., C. and L.,

O. SUMMERS,

Chairman of committee Grand Army of the Republic.

Whereas the present board of managers of the Oregon state soldiers' home have shown extravagant and useless expenditure of the funds appropriated for the home; therefore, be it

*Resolved by this Committee*, That we recommend the nonconfirmation of this board by the senate, and that their names be returned to His Excellency, Governor Lord, for a substitute committee for the supervision of the home, as provided by the law of the state.

Portland, Oregon; adopted January 12, 1895.

O. SUMMERS,

President of the committee for Grand Army of the Republic, department of Oregon.

For ourselves, your committee will say, we most emphatically condemn the system of petty larceny inaugurated and carried out by the board. They seem early in their history as a board to have fallen out among themselves, and while they pilfered from the state, varied the performance by backbiting each other. These men were not appointed for their fitness for the position, the prime object in their appointment being to locate the home, their qualifications and fitness being considered of secondary importance by the power that appointed them.

The Oregon soldiers' home began its existence opposed by many and subject to the criticism of an indifferent or hostile press. In no way could it secure the confidence and good will of the people of the state but by an able, honest, clean, and economical administration of its affairs; but your committee is compelled to say that in its management the very reverse has been the case. It has not been able; it has not been honest; it has not been clean, and it has not been economical. In view, therefore, of all the information obtained and evidence produced to substantiate these undeniable facts, your committee would earnestly recommend that the nomination of the present board of trustees be not confirmed; and while your committee have no occasion to criticise in any manner the treatment of the inmates by the officers in charge, yet there are other and cogent reasons which prompt us to recommend that the higher officers of the home be superseded by others, and that the entire management of this institution be placed under the control of a new administration; and we will go farther and say that we believe that suit should be brought by the proper officer to compel the trustees to account for the money placed in their hands and to return the amount illegally taken by them. But for this trouble in the affairs of the home and cloud upon its management the recipients of its care are in nowise responsible, nor should the legislative assembly be influenced by what has occurred in doing an act of justice to these men.

For want of accommodations the admissions to the home ceased several months since. There are at present in the home fifty-three inmates, and if proper accommodations could be secured the number would be doubled within the year. This class of persons must be supported by the state in some way, but in no way as cheaply as at the home.

It is found that the board of an inmate there is about thirty-four cents per day and the aid received from the general government will nearly cover that amount. The most pressing wants of the institution at the present time are a building for sleeping accommodations and a hospital. Your legislative body should grant these. You might do more; you should not do less.

Respectfully submitted.

B. F. ALLEY,  
Committee on part of the senate.  
C. P. YATES,  
J. S. BOOTHBY,  
J. E. BLUNDELL,  
Committee on part of the house.

The speaker called Mr. Long to the chair.



Mr. Hofer moved that the reports from committees on insane asylum and soldiers' home be accepted and ordered printed.

The motion prevailed.

Mr. Barkley moved that house bill No. 185 be considered engrossed, read third time, and placed on final passage.

The motion prevailed.

House bill No. 185 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Hillegas, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Moorhead, Myers, Nealon, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, and Young—48.

Nays—Messrs. Curtis, Hofer, Lyle, and Mr. Speaker—4.

Absent—Messrs. Beach, Bridges, Gurdane, Mintie, Patterson, Paxton, Rinearson, and Smith of Clackamas—8.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 260 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Dunn, Gates, Gowdy, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Nealon, Patterson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Baker, Bridges, Davis, Guild, Gurdane, Moorhead, Myers, Paxton, Rinearson, and Smith of Clackamas—10.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Wright was granted unanimous consent to introduce house bill No. 382 from the committee on ways and means.

On motion of Mr. Wright, the house resolved to go into committee of the whole at 7:30 o'clock tomorrow evening for the consideration of house bill No. 382.

House bill No. 92 was read third time.

Mr. Blundell moved that the bill be recommitted to the committee on salary of state and county officers for correction.

The motion prevailed.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that the senate has passed senate bill No. 130,—a bill for an act for the protection of persons furnishing material and labor for the construction of public works.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

House bill No. 160 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Moorhead, Myers, Nealon, Patterson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, and Young—46.

Nays—None.

Absent—Messrs. Baker, Bridges, Conn, Guild, Gurdane, Hillegas, Lyle, Mintie, Paxton, Rinearson, Smith of Clackamas, Smith of Polk, Wright, and Mr. Speaker—14.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that the senate has adopted house joint resolution No. 13.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

Mr. Daly, chairman of the committee on salary of state and county officers, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 20, 1895. }

*Mr. Speaker :*

Your committee on salary of state and county officers, to whom was referred house bill No. 92, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

AMENDMENT.

Jackson county to read "eight hundred dollars."

AMENDMENT.

Grant county to read "eight hundred dollars."

AMENDMENT.

Harney county to read "seven hundred dollars."

AMENDMENT.

Curry county to read "three hundred dollars."

JOHN D. DALY,  
Chairman.

On motion of Mr. Blundell, the amendments were adopted.

House bill No. 92 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Hope, Huffman, Jeffrey, Lester, Long, McCracken, Moorhead, Myers, Nealon, Patterson, Paxton, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Yates, Young, and Mr. Speaker—46.

Nays—None.

Absent—Messrs. Bridges, Cole, Conn, Guild, Gurdane, Hillegas,

Hofer, Keyt, Lyle, McGreer, Mintie, Rinearson, Tigard, and Wright—14.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 20, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 177, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 20, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 229, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 20, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house

bill No. 371, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 20, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 303, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 20, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 203, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 20, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house

bill No. 194, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

House bill No. 291 was read third time.

Mr. Patterson moved that further consideration of this bill be indefinitely postponed.

Messrs. Young and Buckman demanded the ayes and nays on the motion.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Hofer, Patterson, Scott, and Smith of Clackamas—4.

Nays—Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Hope, Huffman, Jeffrey, Keyt, Long, McCracken, McGreer, Moorhead, Myers, Nealon, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Josephine, Smith of Linn, Thompson, Tigard, Yates, Young, and Mr. Speaker—43.

Absent—Messrs. Burke, Gowdy, Guild, Gurdane, Hillegas, Lester, Lyle, Mintie, Paxton, Rinearson, Smith of Polk, Templeton, and Wright—13.

So the motion to indefinitely postpone was lost.

Mr. Craig moved to recommit to the committee on counties for amendment, to be reported back at any time.

The motion prevailed.

House bill No. 48 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Blundell, Bridges, Buckman, Burleigh, Calvert, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, Davis, Dunn, Gates, Hofer, Huffman, Jeffrey, Keyt, Long, McCracken, McGeer, Myers, Nealon, Patterson, Scott, Shutrum, Stewart, Smith of Josephine, Templeton, Tigard, Young, and Mr. Speaker—35.

Nays—Messrs. Baker, Cardwell, Cleeton, David, Hope, Moorhead, Sehlbrede, Stanley, Smith of Linn, Thompson, and Yates—11.

Absent—Messrs. Boothby, Burke, Gowdy, Guild, Gurdane, Hillegas, Lester, Lyle, Mintie, Paxton, Rinearson, Smith of Clackamas, Smith of Polk, and Wright—14.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 173,—a bill for an act to provide for the employment of the convicts in the state penitentiary, and to encourage the cultivation of sugar beets and the manufacture of sugar from beets in the state of Oregon.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

The hour of 4:30 o'clock p. m. having arrived, the hour for considering house joint resolutions Nos. 4, 5, 7, and 8, the matter was called up.

Mr. Sehlbrede moved the vote by which the resolutions were made a special order be reconsidered.

The motion prevailed.

On motion of Mr. Sehlbrede, the special order was postponed.

House bill No. 114 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Daly, David, Hillegas, Hope, Jeffrey, Lester, Long, McCracken, McGreer, Moorhead, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Young, and Mr. Speaker—39.

Nays—Messrs. Beach, Curtis, Dunn, and Huffman—4.

Absent—Messrs. Bridges, Davis, Gates, Gowdy, Guild, Gurdane, Hofer, Keyt, Lyle, Mintie, Myers, Nealon, Patterson, Paxton, Rinearson, Wright, and Yates—17.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 332 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Buckman,

Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Craig, Curtis, Daly, David, Davis, Gates, Guild, Hofer, Hope, Huffman, Jeffrey, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Young, and Mr. Speaker—46.

Nays—Messrs. Bridges, Burleigh, Dunn, Gowdy, Hillegas, and Nealon—6.

Absent—Messrs. Burke, Cooper, Gurdane, Keyt, Myers, Shutrum, Wright and Yates—8.

So the bill passed.

There being to objection, the title of the bill was ordered to stand as the title of the act.

On motion of Mr. Cleeton, the hour of adjournment was fixed at 5:30 o'clock today.

House bill No. 229 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Boothby, Bridges, Buckman, Burke, Burliegh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—54.

Nays—Messrs. Lyle and Shutrum—2.

Absent—Messrs. Blundell, Gurdane, Myers, and Smith of Clackamas—4.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 20, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 268, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.



Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 20, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 355, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHEBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 20, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 329, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 20, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 8, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 20, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 368, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 20, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 326, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 20, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 34, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
Chairman.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 20, 1895. }

*Mr. Speaker:*

Your committee on engrossed bills, to whom was referred house bill No. 128, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
 Chairman.

House bill No. 291 coming on for third reading, the following amendment was moved by Mr. Patterson:

That section 7 be amended as follows: If any portion of any county desires to be annexed to any other county, and a majority of the legal voters of such proposed section of the county shall petition the county court of which such section is a part, it shall be the duty of the county court to order an election, as provided in section 3 of this act; and if two thirds of the legal voters of such proposed section and a majority of the voters of the county of which it is a part shall vote for the same, such section shall then become a portion of the county to which it has petitioned to be annexed; *provided*, that the provisions of section 2 of this act, relating to the amount of taxable property, shall not apply to the provisions of this section (7) of this act.

On motion of Mr. Patterson, the amendment was adopted.

House bill No. 291 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Buckman, Burleigh, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Gowdy, Guild, Hofer, Huffman, Jeffrey, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Stanley, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, and Mr. Speaker—45.

Nays—Messrs. Bridges, Calvert, Dunn, Gates, Hillegas, Hope, Keyt, Shutrum, Stewart, and Young—10.

Absent—Messrs. Beach, Burke, Gurdane, Scott, and Smith of Clackamas—5.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 87 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Hillegas, Hofer, Hope, Huffman, Keyt, Lester, Long, Lyle, McCracken, McGreer, Moorhead, Myers, Nealon, Patterson, Scott, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—49.

Nays—Messrs. Burleigh and Jeffrey—2.

Absent—Messrs. Burke, Gates, Gurdane, Mintie, Paxton, Rinearson, Sehlbrede, Smith of Clackamas, and Templeton—9.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate desires the return of senate bill No. 40.

WALTER SINCLAIR,  
Chief clerk.

House bill No. 331 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Daly, David, Davis, Dunn, Gates, Gowdy, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Moorhead, Myers, Nealon, Patterson, Paxton, Scott, Shutrum, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Wright, Yates, Young, and Mr. Speaker—51.

Nays—Mr. Stanley—1.

Absent—Messrs. Curtis, Guild, Gurdane, Mintie, Sehlbrede, Rinearson, Smith of Clackamas, and Tigard—8.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The hour of 5:30 o'clock having arrived, the speaker declared the house adjourned.

R. E. MOODY,  
Chief clerk.

—  
EVENING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 20, 1895. }

The house was called to order at 7:30 o'clock p. m., pursuant to adjournment, by the speaker.

The roll was called and all the members were present, except Messrs. Cleeton, Craig, Hofer, Mintie, McGreer, Nealon, and Yates.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
SALEM, Oregon, }  
February 20, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 213,—a bill for an act for the protection of game, fish, and wild fowl of the state of Oregon, and to appoint a game warden therefor.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
SALEM, Oregon, }  
February 20, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that senate bill No. 231 is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 20, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 230, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
 Chairman.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
 SALEM, Oregon, }  
 February 20, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that senate bill No. 185 is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
 Chief clerk.

Mr. Sehlbrede, chairman of the committee on engrossed bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 20, 1895. }

*Mr. Speaker :*

Your committee on engrossed bills, to whom was referred house bill No. 163, beg leave to report the same back to the house as correctly engrossed.

C. A. SEHLBREDE,  
 Chairman.

The speaker announced that he was about to sign senate bills Nos. 185 and 231, and soon thereafter declared that he had signed the same.

Mr. Long moved that senate bill No. 233 be withdrawn from the senate for correction.

The motion prevailed.

Mr. McCracken was excused for the evening.

House bill No. 314 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Burke, Burleigh, Calvert, Cardwell, Cole, Conn, Coon, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Guild, Hillegas, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Rinearson, Scott, Sehlbrede, Shutrum, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Young, and Mr. Speaker—49.

Nays—Messrs. Buckman, Cooper, Gowdy, Stanley, and Yates—5.

Absent—Messrs. Cleeton, Gurdane, Hofer, Lyle, McCracken, and Paxton—6.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Baker moved that house bill No. 374, sent to the desk by Mr. Cooper, be recommitted to the committee for amendment and correction.

The motion prevailed.

House bill No. 363 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Hillegas, Hofer, Huffman, Jeffrey, Keyt, Lester, Long, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—52.

Nays—Mr. Lyle—1.

Absent—Messrs. Cleeton, Gates, Guild, Gurdane, McCracken, Paxton, and Wright—7.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 306 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cole, Conn, Coon,

Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McGreer, Moorhead, Myers, Nealon, Patterson, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Cleeton, Gates, Guild, Gurdane, McCracken, Mintie, Paxton, and Wright—8.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 62 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Calvert, Cardwell, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Hofer, Hope, Huffman, Keyt, Lester, Long, Lyle, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Smith of Clackamas, Smith of Polk, Smith of Josephine, Templeton, Tigard, Wright, Yates, Young, and Mr. Speaker—46.

Nays—Messrs. Beach, Jeffrey, Gowdy, Stewart, Smith of Linn, and Thompson—6.

Absent—Messrs. Burleigh, Cleeton, Gates, Guild, Gurdane, Hillegas, McCracken, and Paxton—8.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 77 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Burke, Cardwell, Cole, Curtis, David, Davis, Gates, Hofer, Hope, Huffman, Lester, Long, Lyle, McCracken, Myers, Rinearson, Smith of Clackamas, Thompson, Wright, Yates, and Young—23.

Nays—Messrs. Baker, Blundell, Boothby, Bridges, Buckman, Burleigh, Calvert, Conn, Coon, Cooper, Craig, Daly, Dunn, Gowdy, Jeffrey, Keyt, McGreer, Mintie, Moorhead, Nealon, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Tigard, and Mr. Speaker—30.

Absent—Messrs. Cleeton, Guild, Gurdane, Hillegas, Patterson, Paxton, and Templeton—7.

So the bill failed to pass.



Mr. Curtis, chairman of the special committee, consisting of the delegation from Clatsop county, to whom was referred house bill No. 142, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February —, 1895. }

*Mr. Speaker:*

Your special committee, consisting of the delegation from Clatsop county, to whom was referred house bill No. 142, beg leave to report that we have had the same under consideration, and recommend that the amendments proposed by the senate be concurred in.

C. J. CURTIS,  
Chairman.

On motion of Mr. Curtis, the report was adopted.

House bill No. 342 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Calvert, Cardwell, Cole, Conn, Coon, Cooper, Craig, Daly, David, Dunn, Gates, Gowdy, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McGreer, Moorhead, Myers, Nealon, Patterson, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—50.

Nays—Mr. Burleigh—1.

Absent—Messrs. Cleeton, Curtis, Davis, Guild, Gurdane, McCracken, Mintie, Paxton, and Smith of Clackamas—9.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 383. Mr. Burke. A bill for an act to amend an act entitled "An act to incorporate the city of Portland and to provide a charter therefor, and to repeal an act entitled an act to incorporate the city of Portland, filed in the office of the secretary of state February 19, 1891," filed in the office of the secretary of state February 23, 1893.

The bill was read first time and passed to second reading without question.

Mr. Sehlbrede moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Hillegas, Hofer, Hope, Huffman, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—53.

Nays—None.

Absent—Messrs. Cleeton, Guild, Gurdane, Jeffrey, Paxton, Rinearson, and Smith of Clackamas—7.

So the rules were suspended and the bill was read second time by title only.

Mr. Sehlbrede moved that the rules be further suspended and that the bill be considered engrossed, read third time now, and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cole, Conn, Coon, Cooper, Curtis, Daly, David, Dunn, Gates, Gowdy, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—52.

Nays—Mr. Craig—1.

Absent—Messrs. Cleeton, Davis, Guild, Gurdane, Paxton, Smith of Clackamas, and Smith of Josephine—7.

So the rules were suspended and the bill considered engrossed, read third time, and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cole, Coon, Cooper, Curtis, Daly, Dunn, Gates, Gowdy, Hillegas, Hofer, Hope, Huffman, Jeffrey, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—49.

Nays—Messrs. Craig and David—2.

Absent—Messrs. Barkley, Cleeton, Conn, Davis, Guild, Gurdane, Keyt, Paxton, and Smith of Clackamas—9.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 304 was taken up and read third time.

Messrs. Sehlbrede and Blundell demanded a call of the house.

The roll was called and all the members were present, except Messrs. Bridges, Buckman, Cleeton, Conn, Cooper, Gowdy, Gurdane, Jeffrey, Keyt, Paxton, and Wright.

On motion of Mr. Sehlbrede, further proceedings under call of the house were dispensed with.

Mr. Gates moved that house bill No. 304 be taken from the table, considered engrossed, and placed on final passage.

The motion prevailed.

House bill No. 304 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Boothby, Burke, Cardwell, Cole, Coon, Cooper, Craig, Curtis, Davis, Dunn, Gates, Gowdy, Hillegas, Hofer, Hope, Keyt, Lester, Long, Lyle, McCracken, McGreer, Moorhead, Patterson, Rinearson, Scott, Shutrums, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Thompson, Tigard, Yates, and Mr. Speaker—39.

Nays—Messrs. Blundell, Bridges, Burleigh, Calvert, Conn, Daly, David, Huffman, Jeffrey, Nealon, and Young—11.

Absent—Messrs. Buckman, Cleeton, Guild, Gurdane, Mintie, Myers, Paxton, Sehlbrede, Templeton, and Wright—10.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 225,—a bill for an act to amend sections 3, 4, 7, 8, 23, 25, 38, 54, 56, 58, 68, and 70, and to repeal section 64 of an act entitled an act fixing the time for holding elections, and regulating the manner of conducting the same, known as the "Australian ballot law."

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 226,—a bill for an act to amend sections 49 and 59 of an act entitled "An act fixing the time for holding elections; repealing title I of chapter XIV of the miscellaneous laws of Oregon, approved February 24, 1885; to repeal all of an act entitled an act to amend sections 4, 10, 14, 15, and 24 of an act entitled an act to provide for the registration of voters," etc.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

House bill No. 111 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cole, Conn, Coon, Cooper, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Thompson, Tigard, Young, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Beach, Cleeton, Craig, Gurdane, Lyle, Paxton, Templeton, Wright, and Yates—9.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 73 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Boothby, Bridges, Buckman, Burke, Burleigh, Cardwell, Coon, Curtis, Davis, Gates, Guild, Hope, Huff-

man, Jeffrey, Lester, McCracken, Mintie, Myers, Nealon, Patterson, Rinearson, Scott, Stewart, Smith of Clackamas, Smith of Linn, Tigard, and Young—29.

Nays—Messrs. Baker, Blundell, Cooper, Craig, Daly, David, Dunn, Gowdy, Hillegas, Hofer, Keyt, Long, Lyle, McGreer, Moorhead, Sehlbrede, Shutrum, Stanley, Smith of Polk, Smith of Josephine, Templeton, Thompson, and Mr. Speaker—23.

Absent—Messrs. Calvert, Cleeton, Cole, Conn, Gurdane, Paxton, Wright, and Yates—8.

So the bill failed to pass.

Mr. Lyle, chairman of the committee on counties, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 20, 1895. }

*Mr. Speaker:*

Your committee on counties, to whom was referred house bill No. 271, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

A. R. LYLE,  
Chairman.

On motion of Mr. Cole, the chairman of the delegation from Multnomah county was instructed to return to the house senate bill No. 104 on the convening of the house tomorrow evening.

House bill No. 151 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Blundell, Cleeton, Conn, Gates, Guild, Gurdane, Paxton, and Wright—8.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 274 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cole, Coon, Gates, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lyle, McGreer, Moorhead, Nealon, Patterson, Rinearson, Scott, Shutrum, Stewart, Wright, Young, and Mr. Speaker—30.

Nays—Messrs. Cardwell, Cleeton, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Lester, Long, McCracken, Myers, Sehlbrede, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, and Yates—23.

Absent—Messrs. Beach, Conn, Guild, Gurdane, Mintie, Paxton, and Stanley—7.

So the bill failed to pass.

#### MESSAGE FROM THE SENATE.

• SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has directed that senate bill No. 233, with the amendments, be returned as requested.

WALTER SINCLAIR,  
Chief clerk.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 126,—a bill for an act to assist agricultural fair societies in the several counties of the state of Oregon, and regulating the conduct thereof, and providing for the disposal of the funds raised by such tax when no such society is organized or such fair is held in a county, and to repeal an act entitled "An act to create and aid eastern Oregon district."

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 184,—a bill for an act to amend section 4065 of title I, chapter LXXVI of the miscellaneous laws of Oregon, as annotated by W. Lair Hill, relating to roads.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 196,—a bill for an act to amend sections 2, 3, 14, 16, 17, and article II of section 18 of an act entitled an act to incorporate the town of Beaverton.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

House bill No. 356 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Buckman, Burleigh, Craig, Hofer, Hope, Huffman, Jeffrey, Stewart, Smith of Linn, Wright, and Young—11.

Nays—Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Burke, Calvert, Cardwell, Coon, Cooper, Curtis, Daly, David, Davis, Dunn, Gowdy, Hillegas, Keyt, Lester, Lyle, McCracken, McGreer, Moorhead, Myers, Patterson, Scott, Sehlbrede, Shutrum, Stanley, Smith of Josephine, Templeton, Thompson, Tigard, Yates, and Mr. Speaker—36.

Absent—Messrs. Cleeton, Cole, Conn, Gates, Guild, Gurdane, Long, Mintie, Nealon, Paxton, Rinearson, Smith of Clackamas, and Smith of Polk—13.

So the bill failed to pass.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 139,—a bill for an act to amend section 196 of title III of chapter II, Hill's annotated laws of Oregon.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 94,—a bill for an act to amend section 149 of title XV of chapter I of the general laws of Oregon, as compiled and annotated by W. Lair Hill.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 170,—a bill for an act amending section 2297 of Hill's annotated laws of Oregon, relating to salaries of circuit judges and times of rendering decisions.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

Mr. Sehlbrede was called to the chair.

House bill No. 224 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—



Messrs. Baker, Barkley, Beach, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cole, Coon, Curtis, Daly, David, Davis, Dunn, Gowdy, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Moorhead, Myers, Nealon, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—45.

Nays—None.

Absent—Messrs. Bridges, Cleeton, Conn, Cooper, Craig, Gates, Guild, Gurdane, Mintie, Patterson, Paxton, Rinearson, Smith of Clackamas, Smith of Polk, and Wright—15.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 373 was read third time.

Mr. Smith of Josephine demanded a call of the house.

The roll was called and all the members were present, except Messrs. Cole, Conn, Guild, Gurdane, Hofer, Jeffrey, Keyt, Patterson, Paxton, Shutrum, Smith of Clackamas, Smith of Josephine, Thompson, Wright, and Mr. Speaker.

Mr. Keyt moved that further proceedings under call of the house be dispensed with.

The motion prevailed.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 160,—a bill for an act to amend section 350 of chapter XII of title XII of the general laws of Oregon, as compiled and annotated by W. Lair Hill.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 93,—a bill for an act to amend section

1 of an act entitled an act for securing liens for laborers on mining claims and material men, and prescribing the manner of their enforcement, approved February 20, 1891.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

House bill No. 373 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Guild, Gurdane, Lyle, Patterson, Paxton, and Smith of Clackamas—6.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 280 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cleeton, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Hillegas, Hofer, Hope, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Paxton, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Templeton, Thompson, Tigard, Yates, and Young—45.

Nays—None.

Absent—Messrs. Cardwell, Cole, Conn, Guild, Gurdane, Huffman, Lyle, Patterson, Rinearson, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Wright, and Mr. Speaker—15.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 327 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Coon, Cooper, Curtis, Daly, David, Davis, Dunn, Gowdy, Hillegas, Hofer, Hope, Huffman, Jeffrey, Lester, Long, McCracken, McGreer, Moorhead, Nealon, Patterson, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—48.

Nays—Mr. Craig—1.

Absent—Messrs. Cole, Conn, Gates, Guild, Gurdane, Keyt, Lyle, Mintie, Myers, Paxton, and Smith of Clackamas—11.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 20, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 237,—a bill for an act to provide for the relocation of the county seat of Coos county.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

Senate bill No. 258 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Burke, Calvert, Cardwell, Cleeton, Coon, Cooper, Craig, Daly, David, Davis, Dunn, Gowdy, Hillegas, Hope, Huffman, Jeffrey, Long, Lyle, McCracken, McGreer, Moorhead, Myers, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Templeton, Thompson, Wright, Yates, Young, and Mr. Speaker—40.

Nays—Messrs. Buckman, Curtis, Hofer, Keyt, Lester, Nealon, Rinearson, Smith of Linn, and Tigard—9.

Absent—Messrs. Bridges, Burleigh, Cole, Conn, Gates, Guild, Gurdane, Mintie, Patterson, Paxton, and Smith of Clackamas—11.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Mr. McGreer, the vote by which house bill No. 225 was defeated was reconsidered.

On motion of Mr. McGreer, house bill No. 225 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Burleigh, Calvert, Cleeton, Coon, Daly, David, Davis, Dunn, Gates, Hillegas, Hope, Huffman, Keyt, Long, Lyle, McGreer, Nealon, Scott, Shutrum, Stewart, Smith of Polk, Smith of Josephine, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—28.

Nays—Messrs. Baker, Barkley, Beach, Blundell, Boothby, Buckman, Burke, Cooper, Craig, Curtis, Gowdy, Hofer, Jeffrey, Lester, McCracken, Moorhead, Myers, Rinearson, Sehlbrede, Stanley, Smith of Linn, and Templeton—22.

Absent—Messrs. Bridges, Cardwell, Cole, Conn, Guild, Gurdane, Mintie, Patterson, Paxton, and Smith of Clackamas—10.

So the bill failed to pass.

House bill No. 89 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Bridges, Buckman, Burke, Burleigh, Cardwell, Cleeton, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Hillegas, Hofer, Hope, Huffman, Lester, Long, McCracken, McGreer, Moorhead, Myers, Nealon, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—46.

Nays—Messrs. Boothby, Calvert, Jeffrey, Keyt, and Lyle—5.

Absent—Messrs. Cole, Conn, Gates, Guild, Gurdane, Mintie, Patterson, Paxton, and Smith of Clackamas—9.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 311 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Bridges, Buckman, Burke, Cardwell, Cole, Craig, Curtis, Gates, Gowdy, Hillegas, Hofer, Hope, Lester, Long, Lyle, McCracken, Myers, Rinearson, Sehlbrede, Stewart, Smith of Polk, Smith of Josephine, Templeton, Thompson, Tigard, Wright, Yates, and Mr. Speaker—30.

Nays—Messrs. Beach, Blundell, Eoothby, Burleigh, Calvert, Cleeton, Coon, Cooper, Daly, David, Dunn, Huffman, Jeffrey, Keyt, McGreer, Moorhead, Nealon, Shutrum, Stanley, and Smith of Linn—20.

Absent—Messrs. Conn, Davis, Guild, Gurdane, Mintie, Paxton, Patterson, Scott, Smith of Clackamas, and Young—10.

So the bill failed to pass.

House bill No. 94 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Dunn, Gowdy, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Moorhead, Myers, Nealon, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—49.

Nays—Mr. Davis—1.

Absent—Messrs. Conn, Gates, Guild, Gurdane, Mintie, Patterson, Paxton, Scott, Smith of Clackamas, and Wright—10.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 251 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Daly, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Moorhead, Myers, Nealon, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Bridges, Conn, Curtis, Gates, Guild, Mintie, Patterson, Paxton, Rinearson, Scott, Smith of Clackamas, and Wright—12.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Cole asked that, as he had called no bill tonight, he be allowed to call up a bill at any future time.

The request was granted.

House bill No. 26 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Calvert, Cardwell, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Moorhead, Myers, Nealon, Patterson, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—53.

Nays—None.

Absent—Messrs. Burleigh, Cleeton, Conn, Gurdane, Mintie, Paxton, and Scott—7.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 205 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Hillegas, Hofer, Hope, Huffman, Jeffrey, Lester, Long, Lyle, McCracken, McGreer, Moorhead, Myers, Nealon, Patterson, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Tigard, Wright, Young, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Cole, Conn, Gates, Gurdane, Keyt, Mintie, Paxton, Smith of Clackamas, and Yates—9.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Messrs. Boothby and Moorhead were granted leave of absence.

House bill No. 263 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, David, Davis, Dunn, Guild, Hillegas, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Myers, Nealon, Patterson, Sehl-

brede, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, and Young—40.

Nays—Messrs. Daly, Gates, Gowdy, Hofer, Hope, Stanley, and Mr. Speaker—7.

Absent—Messrs. Blundell, Boothby, Conn, Gurdane, Lyle, Mintie, Moorhead, Paxton, Rinearson, Scott, Shutrum, Smith of Clackamas, and Wright—13.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 302 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—52.

Nays—None.

Absent—Messrs. Baker, Boothby, Conn, Gurdane, Lester, Lyle, Scott, and Smith of Clackamas—8.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 289 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Boothby, Bridges, Buckman, Burke, Calvert, Coon, David, Davis, Dunn, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Scott, Shutrum, Smith of Polk, Wright, Yates, Young, and Mr. Speaker—35.

Nays—Messrs. Burleigh, Cardwell, Cleeton, Cooper, Craig, Curtis, Daly, Gates, Gowdy, Sehlbrede, Stanley, Stewart, Smith of Josephine, Smith of Linn, Templeton, Thompson, and Tigard—17.

Absent—Messrs. Blundell, Cole, Conn, Guild, Keyt, Paxton, Rinearson, and Smith of Clackamas—8.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.



Mr. Gates moved that the house reconsider the vote by which a special order was made for tomorrow morning.

The motion was lost.

House bill No. 40 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Hillegas, Hofer, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Mintie, Myers, Nealon, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, and Young—49.

Nays—Mr. Hope—1.

Absent—Messrs. Boothby, Conn, Guild, Gurdane, Lyle, Moorhead, Scott, Smith of Clackamas, Yates, and Mr. Speaker—10.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Smith of Polk moved that house bill No. 222 be taken from the table and placed on final passage.

The motion prevailed.

House bill No. 222 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Beach, Blundell, Bridges, Buckman, Burke, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Curtis, Davis, Dunn, Gates, Gowdy, Hillegas, Hofer, Hope, Huffman, Keyt, Lester, Long, McCracken, McGreer, Mintie, Myers, Nealon, Patterson, Rinearson, Scott, Sehlbrede, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Thompson, Tigard, and Young—40.

Nays—Messrs. Barkley, Boothby, Craig, David, Jeffrey, and Shutrum—6.

Absent—Messrs. Baker, Burleigh, Conn, Daly, Guild, Gurdane, Lyle, Moorhead, Paxton, Smith of Clackamas, Templeton, Wright, Yates, and Mr. Speaker—14.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 295 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—



Messrs. Barkley, Beach, Blundell, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Daly, Davis, Dunn, Hofer, Huffman, Keyt, Lester, Long, McCracken, McGreer, Mintie, Patterson, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, and Young—37.

Nays—Messrs. Boothby, Cooper, Craig, Curtis, David, Gates, Hillegas, Hope, Jeffrey, and Nealon—10.

Absent—Messrs. Baker, Bridges, Conn, Gowdy, Guild, Gurdane, Lyle, Moorhead, Myers, Smith of Clackamas, Paxton, Yates, and Mr. Speaker—13.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 140 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Mintie, Myers, Nealon, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, and Young—46.

Nays—None.

Absent—Messrs. Baker, Bridges, Cardwell, Conn, Guild, Gurdane, Lyle, Moorhead, Patterson, Scott, Smith of Clackamas, Wright, Yates, and Mr. Speaker—14.

So the bill passed.

There being to objection, the title of the bill was ordered to stand as the title of the act.

On motion of Mr. Tigard, house bill No. 17 was recalled from the senate.

House bill No. 271 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Beach, Buckman, Burke, Cardwell, Curtis, Hope, Huffman, Long, Patterson, Rinearson, Smith of Josephine, Wright, and Young—13.

Nays—Messrs. Baker, Barkley, Blundell, Burleigh, Calvert, Cleeton, Coon, Cooper, Craig, Daly, David, Davis, Dunn, Gates, Gowdy, Hillegas, Hofer, Jeffrey, Keyt, Lester, McCracken, McGreer, Myers, Nealon, Sehlbrede, Shutrum, Stanley, Stewart, Thompson, and Tigard—30.

Absent—Messrs. Boothby, Bridges, Cole, Conn, Guild, Gurdane, Lyle, Mintie, Moorhead, Paxton, Scott, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Yates, and Mr. Speaker—17.  
So the bill failed to pass.

House bill No. 146 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Buckman, Burke, Burleigh, Calvert, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, Davis, Dunn, Gates, Gowdy, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Myers, Nealon, Patterson, Rinearson, Sehlbrede, Stewart, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, and Young—42.

Nays—Mr. David—1.

Absent—Messrs. Boothby, Bridges, Cardwell, Conn, Guild, Gurdane, Lyle, Mintie, Moorhead, Paxton, Scott, Shutrum, Stanley, Smith of Clackamas, Smith of Polk, and Mr. Speaker—17.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 374 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hope, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Thompson, Tigard, Wright, and Young—48.

Nays—Messrs. Buckman, David, Huffman, and Smith of Josephine—4.

Absent—Messrs. Conn, Guild, Hofer, Moorhead, Smith of Clackamas, Templeton, Yates, and Mr. Speaker—8.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Long moved that all those who did not have an opportunity to call up their bills tonight be given an opportunity to call them up tomorrow.

The motion prevailed.

Mr. Long moved that the house adjourn to 10 o'clock a. m. Thursday.

The motion prevailed.

R. E. MOODY,  
Chief clerk.

THURSDAY, FEBRUARY 21, 1895.

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 21, 1895. }

The house was called to order at 10 o'clock a. m. by the speaker.

The roll was called and all the members were present, except Messrs. Blundell, Bridges, Cooper, Dunn, Gates, Guild, Gurdane, Lyle, Nealon, Smith of Josephine, and Wright.

The session was opened with prayer by Rev. L. S. Fisher of Monmouth.

On motion of Mr. Rinearson, the reading of the journal of Wednesday was dispensed with.

Mr. Hofer, chairman of the committee on revision and correction of journal, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 21, 1895. }

*Mr. Speaker:*

Your committee on revision and correction of journal, to whom was referred the journal of February 19th, beg leave to report that we have had the same under consideration, and respectfully report back to the house that we have examined the same and find it correct.

E. HOFER,  
Chairman.

On motion of Mr. Moorhead, the report was adopted.

Mr. Paxton moved that the delegation from Multnomah county be allowed until after the consideration of the general appropriation bill to report senate bill No. 104.

Mr. Cole moved to substitute that the delegation from Multnomah be relieved from further consideration of the bill.

Messrs. Cole and Curtis demanded the ayes and nays.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Beach, Burke, Cole, Craig, Curtis, Guild, and Smith of Linn—8.

Nays—Messrs. Barkley, Blundell, Boothby, Bridges, Buckman, Burleigh, Calvert, Cardwell, Conn, Coon, Cooper, Daly, David, Davis, Dunn, Gates, Gowdy, Hillegas, Hofer, Hope, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Myers, Nealon, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Smith of Polk, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—43.

Absent—Messrs. Cleeton, Gurdane, Huffman, Moorhead, Patterson, Stewart, Smith of Clackamas, Smith of Josephine, and Templeton—9.

The amendment was lost.

The motion on extension of time prevailed.

House bill No. 330 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burleigh, Calvert, Cardwell, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Dunn, Gowdy, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Nealon, Patterson, Paxton, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, and Mr. Speaker—46.

Nays—None.

Absent—Messrs. Burke, Davis, Cleeton, Gates, Guild, Gurdane, Moorhead, Myers, Rinearson, Smith of Clackamas, Smith of Josephine, Wright, Yates, and Young—14.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Paxton introduced house joint resolution No. 15.

#### HOUSE JOINT RESOLUTION NO. 15.

*Be it resolved by the House, the Senate concurring, That a joint committee of five members of this legislative assembly, to consist of three representatives, to be appointed by the speaker of the house, and two senators, to be appointed by the president of the senate, is hereby created to constitute and be known as the joint*

committee on revision and codification of the laws. Said committee shall continue in existence until and shall report to the legislative assembly at its next biennial session. It shall be the duty of said committee to consider and submit to the legislative assembly at its next regular session a report upon necessary revision and codification of the laws and changes required therein, together with suggestions and recommendations as to needful legislation in respect thereto; and they shall submit with their report a bill or bills for the consideration of the legislative assembly with a view to such necessary legislation. Said committee shall serve without compensation and shall not have power to employ any clerical assistance at the expense of the state.

On motion of Mr. Paxton, the resolution was adopted.

Mr. Daly, by request, introduced house joint resolution No. 16.

#### HOUSE JOINT RESOLUTION NO. 16.

Whereas there is now pending before congress a bill for a law to reward with pensions,—like other soldiers of the republic,—soldiers who served in the Indian wars of Oregon from 1847–8 to 1855–6; and whereas there is now in the hands of the state printer a record in stereotype plate of these early Indian wars of Oregon and Washington, compiled under authority of a joint resolution of the legislature of the state at its session of 1891, and a roster and other historical data of these wars (not yet in type, in the office of the secretary of state), compiled under the same authority; and whereas there are no more easily found and authentic records as to who were engaged in these Indian wars than these in the possession of the state, herein mentioned, would be, if published; therefore, be it

*Resolved by the House, the Senate concurring,* That the secretary of state have prepared from the data compiled under order of his predecessor (Hon. Geo. W. McBride), by T. C. Shaw, a roster of the soldiers who served in the Indian wars of Oregon and Washington, to add to the records of these wars now in type, and place the same in the hands of the state printer for publication and sale of two thousand copies, in accordance with the resolution before mentioned. The secretary of state is authorized, without further cost, to carry out the purpose of this resolution.

On motion of Mr. Daly, the resolution was adopted.

Mr. Curtis introduced house concurrent resolution No. 30.

#### HOUSE CONCURRENT RESOLUTION NO. 30.

Whereas the printing committee, in its work of investigating the office of state printer, in pursuance of senate concurrent

resolution No. 9, has been compelled to secure additional clerical aid; therefore, be it

*Resolved*, That the action of said committee be in that respect approved; *provided*, that the said committee have not employed a greater number of clerks than the number permitted by the senate for the senate standing committee on printing.

On motion of Mr. Curtis, the resolution was adopted.

Mr. Lester introduced house joint resolution No. 17.

#### HOUSE JOINT RESOLUTION NO. 17.

Whereas by reason of gross error, and duplicate addition of a list of footings of the assessment roll of Clatsop county in the year 1892, whereby the sum of two hundred and ninety-nine thousand three hundred and twenty dollars (\$299,320) was twice added in said footings; and whereas the state levy for the year 1892 was seven mills on the dollar, and, upon the sum of two hundred and ninety-nine thousand three hundred and twenty dollars, amounts to the sum of two thousand and ninety-five dollars and twenty-four cents; and whereas the state treasurer has the amount of two thousand and ninety-five dollars and twenty-four cents charged against Clatsop county on the books of his office on account of such error; therefore, be it

*Resolved by the House, the Senate concurring*, That the state treasurer is hereby directed and empowered to credit Clatsop county with the amount of two thousand and ninety-five dollars and twenty-four cents upon the books of his office.

On motion of Mr. Lester, the resolution was referred to the committee on claims.

Mr. Conn introduced house joint resolution No. 18.

#### HOUSE JOINT RESOLUTION NO. 18.

Whereas there is extensive call for copies of the third biennial report of the state board of horticulture from many of the states; and whereas the present edition is nearly exhausted; therefore, be it

*Resolved by the House, the Senate concurring*, That the secretary of state be and hereby is instructed to furnish five thousand additional copies of the third biennial report of the state board of horticulture, and to deliver the same to the secretary of said board for general distribution.

On motion of Mr. Coon, the resolution was adopted.

Mr. Long introduced house resolution No. 46.

## HOUSE RESOLUTION NO. 46.

*Resolved*, That inasmuch as the committee on military affairs were compelled to hire expert clerks for the discharge of the duties imposed on the committee by reason of the investigation of the books and accounts of the military board, that such clerk be paid five dollars per day, the same as other expert clerks.

On motion of Mr. Long, the resolution was adopted.

Senate concurrent resolution No. 19 was called up by Mr. Hillegas.

On motion of Mr. Hillegas, the resolution was adopted.

Mr. Dunn introduced house joint memorial No. 10.

## HOUSE JOINT MEMORIAL NO. 10.

Whereas there has been created a reserve, known as the Crater lake reserve; and whereas there has been no one in charge of said reserve; and whereas there has been within the limits of said reserve wanton destruction of timber by the ravages of fires, carelessly allowed to spread; and whereas all game within such reserve is being rapidly exterminated by hunters; and whereas the state of Oregon has no jurisdiction over said reserve; now, therefore, be it

*Resolved*, That the legislature of the state of Oregon memorialize the president, and ask that he shall appoint a guardian, who shall have charge of said reserve, and who shall have authority to prevent any person or persons from despoiling the above mentioned reserve.

On motion of Mr. Dunn, the resolution was adopted.

Mr. Paxton introduced house resolution No. 47.

## HOUSE RESOLUTION NO. 47.

*Resolved*, That the clerks actually employed by the special committee of the Multnomah delegation be paid the same rate per day for time actually employed as other like clerks.

On motion of Mr. Paxton, the resolution was adopted.

Mr. Long, chairman of the committee on resolutions, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 22, 1895. }

*Mr. Speaker:*

Your committee on resolutions, to whom was referred house joint resolution No. 14, beg leave to report that we have had the same



under consideration, and respectfully report it back to the house with the recommendation that it do pass.

J. M. LONG,  
Chairman.

On motion of Mr. Paxton, the report was adopted.  
Mr. Thompson introduced house resolution No. 48.

#### HOUSE RESOLUTION NO. 48.

Whereas it has been necessary to copy many bills, resolutions, etc., which have been introduced for the purpose of preserving the same in the journal and of necessity procure the same to be typewritten, which work has employed one stenographer and typewriter for the session, and it being impossible in the limited time for the same to be copied in any other manner; whereas said services are reasonably worth to sum of two dollars per day; therefore, be it

*Resolved*, That said stenographer and typewriter be allowed the sum of two dollars per day during the session.

On motion of Mr. Thompson, the resolution was adopted.

Mr. Smith of Polk moved that senate concurrent resolution No. 18 be taken from the table.

The motion prevailed.

Mr. Barkley demanded a call of the house.

The roll was called and all the members were present, except Messrs. Baker, Beach, Bridges, Burleigh, Cardwell, Cleeton, Cole, Conn, Gates, Long, and Mintie.

On motion of Mr. Rinearson, further proceedings under call of the house were dispensed with.

The motion to adopt Mr. Baker's amendment to senate concurrent resolution No. 18 was lost.

Mr. Stewart offered the following amendment: Amend by inserting "at 12 M. Saturday."

The motion was lost.

Messrs. Nealon and Barkley demanded the ayes and nays on the motion to adopt the amendment of Mr. Smith of Polk.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Blundell, Bridges, Burleigh, Calvert, Cardwell, Cleeton, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Mintie, Myers, Patterson, Paxton, Rinearson, Sehlbrede, Shutrum, Stanley, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—45.

Nays—Messrs. Baker, Barkley, Beach, Boothby, Buckman,



Gates, Lyle, Nealon, Scott, Stewart, and Smith of Clackamas—11.

Absent—Messrs. Burke, Cole, Moorhead, and Smith of Josephine—4.

The amendment was adopted.

The resolution as amended was adopted.

House bill No. 157 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Bridges, Buckman, Burleigh, Calvert, Cardwell, Cleeton, Conn, Coon, Cooper, Curtis, Daly, David, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Nealon, Patterson, Rinearson, Scott, Sehlbrede, Shurum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Boothby, Burke, Cole, Craig, Davis, Guild, Jeffrey, Myers, Paxton, and Smith of Josephine—10.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Dunn moved that the vote by which house bill No. 125 was lost be reconsidered.

The motion prevailed.

Mr. Coon demanded a call of the house.

The roll was called and all the members were present, except Messrs. Barkley, Bridges, Davis, Guild, Keyt, Lyle, Paxton, Rinearson, Wright, and Yates.

Mr. Coon moved that further proceedings under call of the house be dispensed with.

The motion was lost.

On motion of Mr. Jeffrey, Hon. Theodore Cameron and Hon. J. R. Neil were extended the courtesies of the house, and they were invited to seats within the bar.

On motion of Mr. Curtis, further proceedings under call of the house were dispensed with.

House bill No. 125 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Bridges, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Cooper, Craig, Curtis, David, Davis, Dunn, Gates, Hope, Huffman, Jeffrey, Keyt, Lester, Long,

Mintie, Nealon, Patterson, Rinearson, Scott, Stewart, Smith of Linn, Templeton, Tigard, Young, and Mr. Speaker—35.

Nays—Messrs. Buckman, Conn, Coon, Daly, Gowdy, Guild, Gurdane, Hillegas, Hofer, Lyle, McCracken, McGreer, Myers, Sehlbrede, Shutrum, Stanley, Smith of Polk, Smith of Josephine, Thompson, and Wright—20.

Absent—Messrs. Blundell, Moorhead, Paxton, Smith of Clackamas, and Yates—5.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has concurred in the adoption of house joint resolution No. 14.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 172,—a bill for an act for the erection of additional buildings, and the making of improvements for the Oregon soldiers' home, and to make appropriations therefor.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

House bill No. 303 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Boothby, Buckman, Burke, Burleigh, Calvert, Cleeton, Cole, Conn, Coon, Cooper, Craig, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Myers, Nealon, Patterson, Scott, Sehlbrede, Shutrum, Stanley,

Stewart, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Wright Yates, Young, and Mr. Speaker—48.

Nays—Mr. Beach—1.

Absent—Messrs. Blundell, Bridges, Cardwell, Curtis, Guild, Hofer, Moorhead, Paxton, Rinearson, Smith of Clackamas, and Smith of Josephine—11.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 21, 1895. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house joint memorial No. 8, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

House bill No. 352 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Burke, Calvert, Cleeton, Cole, Conn, Coon, Craig, Daly, David, Dunn, Guild, Gurdane, Hillegas, Huffman, Keyt, Long, McCracken, McGeer, Mintie, Moorhead, Myers, Patterson, Scott, Sehlbrede, Stanley, Stewart, Smith of Polk, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—39.

Nays—Messrs. Buckman, Burleigh, Cooper, Hofer, Jeffrey, Nealon, Shutrum, and Smith of Linn—8.

Absent—Messrs. Cardwell, Curtis, Davis, Gates, Gowdy, Hope, Lester, Lyle, Paxton, Rinearson, Smith of Clackamas, Smith of Josephine, and Wright—13.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The speaker announced that he was about to sign house joint memorial No. 8, and soon thereafter declared that he had signed the same.

House bill No. 344 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Long, McGreer, Mintie, Nealon, Patterson, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, and Mr. Speaker—49.

Nays—Messrs. McCracken and Myers—2.

Absent—Messrs. Conn, Gates, Gowdy, Lester, Lyle, Moorhead, Paxton, Smith of Josephine, and Young—9.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 298 was called up by Mr. Smith of Clackamas. Mr. Sehlbrede offered the following amendment:—

#### AMENDMENT.

Amend by inserting "three thousand dollars" instead of "four thousand five hundred dollars," in section 1, and striking out all of section 1 after "four thousand five hundred dollars."

#### AMENDMENT.

That section 2 be amended by striking out "five thousand dollars" and inserting instead thereof "two thousand dollars," and by striking out "two thousand five hundred dollars," in said section, and inserting therein "one thousand five hundred dollars."

#### AMENDMENT.

That section 4 be amended by striking out "twenty-nine thousand five hundred dollars" and inserting in lieu thereof "six thousand five hundred dollars."

On motion of Mr. Sehlbrede, the amendments were adopted.

House bill No. 298 was considered engrossed and read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn,

Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Jeffrey, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, and Mr. Speaker—54.

Nays—Messrs. Huffman and Young—2.

Absent—Messrs. Guild, Keyt, Lyle, and Wright—4.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The following message was received from His Excellency, Governor Wm. P. Lord:—

#### MESSAGE FROM THE GOVERNOR.

STATE OF OREGON, EXECUTIVE DEPARTMENT, }  
SALEM, Oregon, }  
February 21, 1895. }

*To the Honorable the Speaker of the House:*

I am directed by the governor to inform you that he has approved and signed the following bill: House bill No. 360.

W. S. DUNIWAY,  
Private secretary.

Mr. Moorhead introduced house concurrent resolution No. 31.

#### HOUSE CONCURRENT RESOLUTION NO. 31.

*Resolved by the House, the Senate concurring,* That the secretary of state is hereby authorized and directed to order an oil painting of Governor Wm. P. Lord, similar to those of the various ex-governors, the same to be placed in the hall of representatives.

On motion of Mr. Hofer, the resolution was adopted.

#### JOINT CONVENTION.

The joint convention of February 21, 1895, was called to order at 12 o'clock m. by the president of the senate, Hon. Joseph Simon.

The chief clerk of the senate called the roll of the senate and all the senators were present, except Senators McGinn and Beckley.

The chief clerk of the house called the roll of the house and all the representatives were present, except Representative Smith of Linn.

Messrs. McGinn and Smith of Linn, were announced as being paired on the vote for United States senator.

There being no objection, the reading of the journal of the proceedings of the joint convention of yesterday, the 20th instant, was dispensed with.

The president announced that as no person had received a majority of all the votes cast for United States senator for Oregon in the joint convention of yesterday, the 20th instant, there had been no election, and directed the calling of the roll of the joint convention for the purpose of voting for United States senator.

The roll was called, and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Beach, Blundell, Bridges, Brownell, Calbreath, Calvert, Cardwell, Carter, Cleeton, Conn, Daly, David, Dawson, Denny, Gesner, Gowan, Gowdy, Long, Maxwell, McCracken, McGreer, Mintie, Moorhead, Myers, Patterson of Marion, Paxton, Price, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Templeton, Thompson, Woodard, and Mr. President—39.

Those voting for Hon. J. H. Raley were: Messrs. Butler, Cogswell, Huston, McAlister, Smith of Sherman, and Smith of Clatsop—6.

Those voting for Hon. D. A. McAlister were: Mr. Raley—1.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vandenburg, and Young—10.

Those voting for Hon. Geo. H. Williams were: Messrs. Alley, Baker, Barkley, Boothby, Burke, Cole, Coon, Cooper, Curtis, Davis, Dunn, Gates, Guild, Gurdane, Hillegas, Hofer, Hope, Johnson, Keyt, Lester, Lyle, McClung, Patterson of Grant, Rinearson, Scott, Tigard, Wright, Yates, and Mr. Speaker—29.

Those voting for Hon. J. B. Waldo were: Messrs. Craig and Hobson—2.

Absent—Messrs. Beckley, McGinn, and Smith of Linn—3.

Total number of votes cast—87.

The president announced that as no person had received a majority of all the votes cast there had been no election, and directed that the roll of the joint convention be called for the purpose of taking a second ballot.

The roll was called, and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Beach, Blundell, Bridges, Brownell, Calbreath, Calvert, Cardwell, Carter, Cleeton, Conn, Daly, David, Dawson, Denny, Gesner, Gowan, Gowdy, Long, Maxwell, McCracken, McGreer, Mintie, Moorhead, Myers, Patterson of Marion, Paxton, Price, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Smith

of Josephine, Stanley, Steiwer, Templeton, Thompson, Woodard, and Mr. President—39.

Those voting for Hon. J. H. Raley were: Messrs. Butler, Cogswell, Huston, McAlister, Smith of Sherman, and Smith of Clatsop—6.

Those voting for Hon. J. A. Smith were: Mr. Raley—1.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vanderburg, and Young—10.

Those voting for Hon. Geo. H. Williams were: Messrs. Alley, Baker, Barkley, Boothby, Burke, Cole, Coon, Cooper, Curtis, Davis, Dunn, Gates, Guild, Gurdane, Hillegas, Hofer, Hope, Johnson, Keyt, Lester, Lyle, McClung, Patterson of Grant, Rinearson, Scott, Tigard, Wright, Yates, and Mr. Speaker—29.

Those voting for the Hon. J. B. Waldo were: Messrs. Craig and Hobson—2.

Absent—Messrs. Beckley, McGinn, and Smith of Linn—3.

Total number of votes cast—87.

The president announced that as no person had received a majority of all the votes cast there had been no election.

On motion of Senator Bancroft, the joint convention adjourned.

On motion of Mr. Baker, the house adjourned to 2 o'clock p. m.

R. E. MOODY,  
Chief clerk.

## AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 21, 1895. }

The house was called to order at 2 o'clock p. m., pursuant to adjournment, by the speaker.

The roll was called and all the members were present, except Messrs. Bridges, Conn, Coon, Curtis, Guild, Long, and Smith of Linn.

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 21, 1895. }

*Mr. Speaker:*

Your special committee appointed under house concurrent resolution No. 5, to examine the books and accounts of the state



treasurer's office, having performed the duty intrusted to it, beg leave to report as follows:

As authorized by your resolution, we employed expert accountants, who, by our direction and under such personal supervision as our legislative duties enabled us to give to the investigation, have found the following facts: A comparison of the entries of cash receipts for the fiscal years 1893 and 1894, each of which has been carefully compared with the cashbook and report of the treasurer, shows that all the money received from all sources has been recorded and accounted for, and that the totals are correct. An examination of the disbursements during the biennial term, and a comparison of the items with the warrants of the secretary of state, show that every payment has been made according to law, and correctly entered on the books. Every note and mortgage in the common school fund, university fund, and agricultural college fund has been examined, the payments of principal and interest compared with the indorsements on the notes and the entries on the cashbooks, and found correct. The notes on hand as per last report were also checked, and the notes or the amounts, in lieu thereof, found to be correct. The securities deposited by the various foreign insurance and express corporations to the amount of two million five hundred and fifty thousand dollars have been inspected by us and found to be as reported by the treasurer. We have also carefully examined the report of the treasurer as printed, and report to have found in the same several typographical and clerical errors; the latter were corrected and appear in the "Errata" on page 278 of said printed report. The totals in said printed report will in some instances be found incorrect, owing to the corrections made as shown in exhibit "A" hereto attached and made a part of this report. The tabulated statements, however, as printed on pages 5 to 8, in the front of the printed report, are correct, and include all corrections of all clerical errors discovered by your committee. Our accountants report that they have been greatly assisted by the willingness of the treasurer and his assistants to furnish all the information and documents needed, thus making the examination complete and exhaustive.

#### EXHIBIT "A."

*Penitentiary Fund.*—Total disbursements, as per report, eighty-four thousand six hundred and forty dollars and eighteen cents; by error, warrant No. 8934, W. C. Knighton, one hundred dollars. Total, as corrected, eighty-four thousand five hundred and forty dollars and eighteen cents.

*Reform School Fund.*—Total disbursements, as per report, one



hundred and twelve thousand eight hundred and six dollars and sixty-seven cents; to error, warrant No. 8934, W. C. Knighton, one hundred dollars. Total, as corrected, one hundred and twelve thousand nine hundred and six dollars and sixty-seven cents.

*Insane and Idiotic Fund.*—Total disbursements, as per report, two hundred and forty-eight thousand seven hundred and forty-four dollars and ninety-five cents; by error, warrant No. 2574, Gray Brothers, two dollars and sixty cents. Total, as corrected, two hundred and forty-eight thousand seven hundred and forty-two dollars and thirty-five cents.

*Incidental Fund.*—Total disbursements, as per report, twenty-six thousand five hundred and seven dollars and eight cents; by error, warrant No. 1756, entered in cashbook, twenty dollars (warrant, as issued, twenty dollars and ninety cents)—ninety cents; by error, warrant No. 2574, Gray Brothers, two dollars and sixty cents. Total, as corrected, twenty-six thousand five hundred and ten dollars and fifty-eight cents.

*Convict Fund.*—Total disbursements, as per report, twenty-three thousand three hundred and fifty-one dollars and seventy-one cents; by error, warrant No. 4337, C. J. Chamberlain, eighteen dollars and ninety-five cents; by error, warrant No. 4351, H. L. Moreland, eighteen dollars and ninety-five cents; by error, warrant No. 4546, A. Gittings, three hundred and four dollars and fifty cents—three hundred and forty-two dollars and forty cents. Total, as corrected, twenty-three thousand and nine dollars and thirty-one cents.

*Insane Fund.*—Total disbursements, as per report, twenty-seven thousand eight hundred and thirty-two dollars and fifty cents; by error, warrant No. 4337, C. J. Chamberlain, eighteen dollars and ninety-five cents; by error, warrant No. 4351, H. L. Moreland, eighteen dollars and ninety-five cents; by error, warrant No. 4546, A. Gittings, three hundred and four dollars and fifty cents—three hundred and forty-two dollars and forty cents. Total, as corrected, twenty-eight thousand one hundred and seventy-four dollars and ninety cents.

All of which is respectfully submitted.

IRA S. SMITH,  
Chairman.

GEO. T. MYERS.  
ORIN L. PATTERSON.

On motion of Mr. Smith of Polk, the report was adopted.

Mr. Long was called to the chair by the speaker.

The special committee, appointed under senate concurrent resolution No. 4, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 20, 1895. }

*Mr. Speaker:*

Your special committee, appointed under senate concurrent resolution No. 4, to examine the books and accounts of the secretary of state, beg leave to report that we met on the twenty-sixth day of January, 1895, and employed, in accordance with the authority granted in said concurrent resolution, two competent experts and two clerks.

They have carefully examined each voucher, and report that they were all made out according to law, each being duly approved, sworn to, and signed. They have compared the warrant stubbooks, abstract-books, and sub-fund books and ledgers, and declare that after making proper trial balances and testing each account and balance separately they found the balances in each case to be correct. They have also checked off the treasurer's receipts for moneys received, four thousand eight hundred and thirty-four in number, filed in the secretary's office, and compared them with the abstract-books and ledgers and assure us that not a single error was discovered.

We found a marked increase in the business of the office within the last two years, nine thousand nine hundred and twenty-four warrants having been drawn during that period against six thousand two hundred and eighteen during the preceding two years. The number of these warrants could, however, be greatly reduced if a different system for the payment of the employés at the several state institutions was adopted. For instance, it is now the custom to make out the payrolls of the insane asylum, have them signed by the employés, and, after they have been audited and approved by the board of asylum trustees, to issue a warrant to each one of the hundred employés. These men have then to go to the treasurer's office, or give written authority to some other person, to draw their money. The plain, economical, business way would be to have these payrolls made out in duplicate, and, after they have been properly audited and approved by the board, for the secretary to issue his warrant for the entire amount of the roll in favor of the superintendent, who then ought to draw the money and pay all the employés at the same time. After having been duly signed by the employés at the time they receive their money, one copy should be retained by the superintendent for his own protection, and the other filed with the secretary of state as a voucher. This same system for the payment of employés ought to be adopted at all the other

state institutions. We would call your attention to what Secretary McBride said upon this subject in his report of 1893: "The estimates for additional clerical service in this office are based upon present necessities; but the amount and cost of clerical service will be increased before the close of the ensuing term unless the law requiring a separate warrant to be issued in payment of the quarterly salary of each person employed in any of the state institutions be amended. A saving in the cost of clerical service could be effected by a law providing that the duly approved payrolls of each public institution should be paid by one warrant, drawn in favor of the superintendent of such institution, whose duty it should be to pay the several amounts due to the individual employes according to such payroll. A bond could be required of the superintendent of each institution, so that the state would be fully protected in every way. I am informed that this is the practice in many states, and there seems to be no reasonable objection to its adoption in Oregon."

As above stated the experts and clerks employed by this committee checked off four thousand eight hundred and thirty-four receipts for moneys received by the treasurer. These moneys are paid by the different parties owing the state to the treasurer and he gives his separate receipt for each payment. These payments are entered into proper books by the treasurer and duplicate receipts filed with the secretary, who, in his turn, records them in books in his office but has no personal knowledge of these transactions or their correctness; his keeping these books is, therefore, though required by law, no check whatever upon the books of the state treasurer and of no practical value.

We find the records in the secretary's office in first-class condition and skillfully kept, and his clerical force attentive, courteous, and competent, but the manner of keeping some of the accounts and books could be greatly simplified and much unnecessary labor avoided.

We find that no account of the session laws, journals, supreme court reports, stationery, fuel, furniture, and other property purchased by or coming into the hands of the secretary of state, has ever been kept or been required by law to be kept since the organization of the state government, and, while the retiring secretary has exercised great diligence in taking proper care of and in the expenditure of all the property and the distribution of the books according to law, it appears to us that the secretary ought to keep an account of all these transactions and render a full report regarding the receipt and disposition of all property belonging to the state and coming in his possession or under his

control. We would therefore recommend that the secretary of state be required to take an inventory of all the property of the state turned over to him by the outgoing secretary, or found in the capitol building of the state, and hereafter make out an annual return, showing the property on hand at the beginning of the year, the property purchased or received during the year, the expenditures made during the year, and the balance on hand at the end of the year. All expenditures ought to be supported by proper vouchers exhibiting how the different articles were used or to whom issued.

Section 2 of article VI of the constitution of the state of Oregon provides that the secretary of state "shall be, by virtue of his office, auditor of public accounts," and subdivision 7 of section 2208 of the laws of Oregon (Hill's annotated codes and general laws of Oregon) provides that the secretary shall "examine and determine the claims of all persons against the state in cases where provisions for the payment thereof shall have been made by law, and to indorse upon the same the amount due and allowed thereon, and from what fund the same is to be paid, and draw a warrant upon the treasurer for the same; and he shall report to the legislature, at the commencement of each regular session, a complete list of all accounts so audited \* \* \*."

We would point out to your honorable body, without wishing to reflect upon the manner in which the provisions of the above law, based upon an article in our state constitution, have been carried out and attended to by the gentlemen that have filled the office of secretary of state, that the principle of making a disbursing officer the auditor of his own accounts and those of his fellow-officers in the state government is wrong and not productive of the best results. The auditor ought to be an officer entirely distinct and separate of and in no way connected with any of the departments, boards, and commissions authorized to contract any indebtedness on behalf of the state. It ought to be the duty of the auditor to examine and pass upon the legality and reasonableness of any claim against the state, contracted by any department or officer of the state, before a warrant is drawn for the payment of the same. But the creation of such an officer would require an amendment to the constitution authorizing the same and defining its duties. In connection with this matter we would refer you to the statements and recommendations upon this subject made by Secretary McBride in his report of 1893.

In conclusion, we beg to report that after a most thorough and searching investigation we found that the office of the secretary

of state has been kept in a creditable, efficient, and proper manner.

All of which is respectfully submitted.

O. N. DENNY.  
N. L. BUTLER.  
JOHN D. DALY.  
FRANK A. STEWART.  
H. V. GATES.

On motion of Mr. Daly, the report was adopted.

Mr. Smith of Linn, chairman of the committee on claims, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 21, 1895. }

*Mr. Speaker:*

Your committee on claims, to whom was referred house joint resolution No. 17, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

T. F. SMITH,  
Chairman.

Mr. Hofer moved that the report of the committee on soldiers' home be adopted.

The motion prevailed.

Mr. Lester moved that house joint resolution No. 17 be adopted.

Messrs. Smith of Josephine and Bridges demanded the ayes and nays on the motion.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Beach, Cardwell, Cole, Cooper, Hofer, Hope, Huffman, Lester, Long, Lyle, McCracken, Mintie, Patterson, Paxton, Thompson, Yates, and Young—17.

Nays—Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cleeton, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Jeffrey, Keyt, McGreer, Moorhead, Nealon, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Tigard, and Mr. Speaker—37.

Absent—Messrs. Conn, Coon, Guild, Myers, Rinearson, and Wright—6.

The motion to adopt was lost.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that the senate has concurred in house amendment to senate concurrent resolution No. 18.

WALTER SINCLAIR,  
Chief clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that the senate has passed senate bill No. 68,—a bill for an act to regulate railway traffic between Celilo and The Dalles.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that the president has signed house joint memorial No. 8.

And the same is herewith returned to you.

WALTER SINCLAIR,  
Chief clerk.

Mr. Keyt, chairman of the committee on public library, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 19, 1895. }

*Mr. Speaker :*

Your committee on public library beg leave to report that we have made a full and complete inventory of the library belonging

to this state, and find it to contain the number of volumes named and classified below. These volumes are in a fair state of preservation, but as they are in constant use, we would suggest that the librarian be instructed to keep all volumes in good condition, so that the use of same would not endanger the loss of leaves or reading matter. This could be done with a slight addition to the incidental fund. We would further suggest that as there are a great many volumes being injured by being piled upon each other for want of shelf room, and as the present amount of cases are insufficient for the proper arrangement of books, that two additional cases be purchased. We have also made an examination of the expenditure of the incidental fund and find it to be judicious. We have further examined the books required to be kept by the librarian and find them to be properly kept.

## LAW LIBRARY.

| <i>Name of volume.</i>   | <i>Date.</i> | <i>No. of vols.</i> |
|--|--------------|---------------------|
| <b>UNITED STATES REPORTS.</b>  |              |                     |
| Supreme court.....   | 1790-1891    | 231                 |
| Digests.....   | 1688-1891    | 178                 |
| Statutes.....  | 1789-1894    | 29                  |
| Opinions of attorneys-general.....   | 1790-1891    | 19                  |
| Circuit courts, first circuit.....   | 1812-1878    | 22                  |
| Circuit courts, second circuit.....  | 1810-1887    | 26                  |
| Circuit courts, third circuit.....   | 1801-1862    | 10                  |
| Circuit courts, fourth circuit, old.....   | 1802-1861    | 8                   |
| Circuit courts, fourth circuit, new.....   | 1865-1883    | 6                   |
| Circuit courts, fifth circuit, new.....  | 1870-1883    | 4                   |
| Circuit courts, sixth circuit, new.....  | 1855-1880    | 4                   |
| Circuit courts, seventh circuit, old.....  | 1829-1852    | 6                   |
| Circuit courts, seventh circuit, new.....  | 1851-1883    | 11                  |
| Circuit courts, eighth circuit, new.....   | 1863-1883    | 11                  |
| Circuit courts, ninth circuit, old.....  | 1820-1856    | 1                   |
| Circuit courts, ninth circuit, new.....  | 1855-1891    | 16                  |
| Circuit and district court reports.....  | 1791-1890    | 64                  |
| District of Maine reports.....   | 1822-1881    | 8                   |
| District of Massachusetts reports.....   | 1865-1876    | 2                   |
| District of New York reports.....  | 1814-1879    | 14                  |
| District of Pennsylvania reports.....  | 1792-1807    | 2                   |
| District of eastern Pennsylvania reports.....  | 1828-1876    | 2                   |
| District of South Carolina reports.....  | 1792-1805    | 1                   |
| District of Arkansas reports.....  | 1820-1856    | 1                   |
| District of Michigan, northern and southern Ohio, western Pennsylvania, western Illinois, Missouri, eastern Louisiana reports..... | 1842-1874    | 2                   |
| District of California and Oregon reports.....   | 1853-1858    | 1                   |
| Court of claims reports.....   | 1856-1893    | 29                  |
| District of Columbia reports.....  | 1841-1891    | 14                  |
| All circuits, reports.....   |              | 9                   |
| <b>STATE REPORTS, DIGESTS, AND STATUTES.</b>   |              |                     |
| Alabama reports.....   | 1820-1893    | 111                 |
| Alabama digests.....   | 1867-1887    | 8                   |
| Arizona territory reports.....   | 1866-1887    | 4                   |
| Arkansas reports.....  | 1837-1893    | 57                  |
| Arkansas digests.....  | 1858-1891    | 7                   |
| California reports.....  | 1850-1891    | 102                 |
| California digests, etc.....   | 1850-1893    | 14                  |
| Colorado digests, etc.....   | 1867-1891    | 9                   |
| Colorado reports.....  | 1864-1893    | 21                  |
| Connecticut reports.....   | 1785-1892    | 69                  |
| Connecticut digests, etc.....  | 1785-1893    | 7                   |





# LAW LIBRARY—CONTINUED.

Name of volume.

Washington territory reports.....  
 Washington reports.....  
 Washington digests, etc. ....  
 West Virginia digests, etc. ....  
 West Virginia reports.....  
 Wisconsin reports.....  
 Wisconsin digests, etc. ....  
 Wyoming digests, etc. ....  
 Wyoming reports.....  
 Series of selected cases from American reports.....  
 Digests, etc. ....

## SESSION LAWS.

|                          |           |     |
|--------------------------|-----------|-----|
| Alabama                  | 1855-1868 | 16  |
| Arkansas                 | 1866-1868 | 12  |
| Arizona                  | 1864-1868 | 11  |
| California               | 1850-1868 | 26  |
| Colorado                 | 1870-1884 | 10  |
| Connecticut              | 1836-1864 | 23  |
| Dakota                   | 1862-1868 | 21  |
| Delaware                 | 1856-1868 | 15  |
| Florida                  | 1869-1869 | 7   |
| Georgia                  | 1855-1868 | 19  |
| Idaho                    | 1864-1868 | 8   |
| Illinois                 | 1851-1861 | 20  |
| Indiana                  | 1857-1863 | 17  |
| Iowa                     | 1857-1860 | 17  |
| Kansas                   | 1857-1868 | 21  |
| Kentucky                 | 1856-1864 | 19  |
| Louisiana                | 1856-1862 | 17  |
| Maine                    | 1855-1863 | 20  |
| Maryland                 | 1850-1862 | 22  |
| Massachusetts            | 1692-1863 | 34  |
| Michigan                 | 1857-1868 | 25  |
| Minnesota                | 1853-1863 | 26  |
| Mississippi              | 1865-1864 | 21  |
| Missouri                 | 1857-1868 | 22  |
| Montana                  | 1871-1868 | 9   |
| Nebraska                 | 1865-1868 | 12  |
| Nevada                   | 1864-1868 | 15  |
| New Hampshire            | 1856-1863 | 22  |
| New Jersey               | 1856-1863 | 22  |
| New Mexico               | 1873-1861 | 5   |
| New York                 | 1777-1864 | 66  |
| North Carolina           | 1856-1868 | 18  |
| Ohio                     | 1845-1863 | 33  |
| Oregon                   | 1860-1868 | 19  |
| Pennsylvania             | 1857-1868 | 27  |
| Rhode Island             | 1857-1864 | 26  |
| South Carolina           | 1855-1863 | 40  |
| Tennessee                | 1861-1863 | 23  |
| Texas                    | 1855-1863 | 14  |
| Utah territory           | 1855-1864 | 3   |
| Vermont                  | 1857-1862 | 25  |
| Virginia                 | 1855-1864 | 20  |
| Washington territory     | 1855-1860 | 41  |
| West Virginia            | 1861-1864 | 14  |
| Wisconsin                | 1858-1868 | 29  |
| Wyoming territory        | 1877-1868 | 10  |
| Quebec                   | 1875-1864 | 20  |
| Manitoba                 | 1861-1868 | 6   |
| British Columbia         | 1871-1876 | 5   |
| Hawaiian Kingdom         | 1869      | 1   |
| Law journals and reports | 1825-1861 | 601 |
| Digests, etc.            | 1861-1864 | 12  |

## ENGLISH REPORTS.

|                |           |     |
|----------------|-----------|-----|
| Common law     |           | 116 |
| House of lords | 1601-1868 | 60  |
| Privy council  | 1803-1873 | 79  |
| Chancery       | 1657-1865 | 141 |
| Rolls court    | 1823-1868 | 39  |

## LAW LIBRARY—CONCLUDED.

| Name of volume.                              | Date.     | No. of vols. |
|--|-----------|--------------|
| Vice-chancellor's court .....                | 1815-1863 | 84           |
| King's bench and queen's bench .....         | 1066-1817 | 312          |
| King's bench, collateral .....               | 1808-1844 | 43           |
| Common pleas .....                           | 1486-1819 | 31           |
| Common pleas, collateral .....               | 1813-1866 | 46           |
| Exchequer .....                              | 1220-1866 | 72           |
| Ecclesiastical, probate, and divorce .....   | 1752-1860 | 27           |
| Admiralty .....                              | 1740-1867 | 26           |
| Crown cases, criminal .....                  | 1662-1866 | 32           |
| Railway and canal cases .....                | 1835-1855 | 14           |
| Election cases, house of commons .....       | 1624-1880 | 35           |
| English reports .....                        | 1872-1887 | 37           |
| Digests, etc. ....                           | 1756-1880 | 28           |
| <b>LAW REPORTS.</b>                          |           |              |
| Appellate series .....                       | 1865-1875 | 15           |
| Common-law series .....                      | 1865-1875 | 30           |
| Equity series .....                          | 1865-1875 | 30           |
| Law reports, new issues .....                | 1875-1891 | 110          |
| Law journal reports .....                    | 1822-1893 | 228          |
| Digests and statutes .....                   | 1822-1890 | 52           |
| Total number of volumes in law library ..... |           | 8,741        |

## MISCELLANEOUS LIBRARY.

| Name of volume.   | No. of vols. |
|---|--------------|
| American Cyclopædia .....   | 16           |
| Annual Cyclopædia, 1861-1878 .....                                | 16           |
| Annual Cyclopædia, Index, 1861-1875 .....                         | 1            |
| Cyclopædia of the Practice of Medicine .....                      | 17           |
| Cyclopædia of the Practice of Medicine, Index .....               | 1            |
| Cyclopædia of American Biography .....                            | 6            |
| California Inter Pocula .....                                     | 1            |
| Crane's Universal Atlas of the World .....                        | 1            |
| Commerce and Industries of the Pacific Coast .....                | 2            |
| Dunn's Oregon Territory .....                                     | 1            |
| Encyclopædia, Farrow's Military .....                             | 3            |
| Encyclopædia Britannica and Index .....                           | 25           |
| Encyclopædia Britannica, American edition (supplement) .....      | 4            |
| Freeman's Expedition to Oregon and California, 1842 .....         | 1            |
| History of Oregon, W. H. Gray .....                               | 1            |
| History of Oregon, J. Q. Thornton .....                           | 2            |
| History of Oregon, H. K. Hines .....                              | 2            |
| History of Oregon and Washington .....                            | 2            |
| History of the Pacific States, Bancroft .....                     | 22           |
| History of Oregon and California .....                            | 1            |
| History of the Centennial of the Inauguration of Washington ..... | 1            |
| History of the Earth and its Inhabitants .....                    | 14           |
| History of American Schools for the Deaf .....                    | 3            |
| Harpers' Pictorial History of the Rebellion .....                 | 2            |
| Brown's Political History .....                                   | 1            |
| Jefferson's Complete Works .....                                  | 1            |
| Life and Works of John Adams .....                                | 1            |
| Medical Statistics of the Provost Marshal's Bureau .....          | 2            |
| Medical and Surgical History of the Rebellion .....               | 5            |
| Narrative and Critical History of America .....                   | 8            |
| Oregon Territory .....  | 1            |
| Rand & McNally's Atlas of the World .....                         | 2            |
| Story of Oregon .....   | 1            |
| Tributes to the Memory of Lincoln .....                           | 1            |
| Writings of James Madison .....                                   | 4            |
| Education of Deaf Children .....                                  | 1            |
| Annual Statistician .....   | 3            |
| Hospitals and Asylums of the World .....                          | 6            |

THURSDAY, FEBRUARY

MISCELLANEOUS LIBRARY — C

Name of volume.

Madison's Works .....  
Minnesota in the Civil and Indian Wars .....  
Reports of International Exhibitions .....  
Adjutant-Generals' Reports .....  
Memorial Addresses .....  
Patent Office Reports .....  
Miscellaneous Documents .....  
Smithsonian Institute Reports and State Papers .....  
Congressional Records .....  
Geological Surveys .....  
Messages and Documents .....  
State Documents .....  
Executive Documents, Senate Reports, and House Journals .....

Total number of volumes in miscellaneous library .....

Number of volumes in law library .....

Number of volumes in miscellaneous library .....

Total number of volumes in library .....

On motion of Mr. Long, the report was

MESSAGE FROM THE S

SENATE CH.  
SALE

*Mr. Speaker :*

I am directed by the president to inform you that the Senate has concurred in the adoption of house bill No. 30.

And the same is herewith returned to you.  
WAL

On motion of Mr. Conn, the house adopted amendments to house joint memorial No. 7.

House bill No. 56 was called up by Mr.

On motion of Mr. Hofer, the bill was referred to committee on assessment and taxation for consideration.

Mr. Hofer was called to the chair.

Mr. Templeton moved that the house take a recess to be selected by each member, and that the members be called to the bottom of the roll of the house in the alphabetical order.

The motion prevailed.

Senate bill No. 186 was read first time and passed without question.



MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1895. }

*Mr. Speaker:*

I am directed by the president to return to you house bill No. 17 as per your request.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has concurred in house joint memorial No. 16.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 191,—a bill for an act to amend section 2456, Hill's annotated laws of Oregon.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

Mr. Smith of Linn moved that house bill No. 17 be returned to the senate.

The motion prevailed.

Senate bill No. 93 was read first time and passed to second reading without question.

Senate bill No. 170 was read first time and passed to second reading without question.

Senate bill No. 130 was read first time and passed to second reading without question.

Senate bill No. 77 was read first time and passed to second reading without question.

Senate bill No. 85 was read first time and passed to second reading without question.

Mr. Young moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—55.

Nays—None.

Absent—Messrs. Burke, Gates, Paxton, Smith of Clackamas, and Wright—5.

So the rules were suspended and the bill was read second time by title only.

Mr. Young moved that the rules be further suspended and that the bill be read third time now and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—56.

Nays—None.

Absent—Messrs. Burke, Gates, Paxton, and Wright—4.

So the rules were suspended, and the bill was read third time and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Buckman, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith

# LAW LIBRARY—CONTINUED.

## Name of volume

Washington territory reports.....  
 Washington reports.....  
 Washington digests, etc. ....  
 West Virginia digests, etc. ....  
 West Virginia reports.....  
 Wisconsin reports.....  
 Wisconsin digests, etc. ....  
 Wyoming digests, etc. ....  
 Wyoming reports.....  
 Series of selected cases from American rep  
 Digests, etc. ....

## SESSION LAW

|                          |           |     |
|--------------------------|-----------|-----|
| Alabama                  | 1855-1893 | 16  |
| Arkansas                 | 1855-1893 | 32  |
| Arizona                  | 1864-1893 | 31  |
| California               | 1850-1893 | 39  |
| Colorado                 | 1870-1894 | 10  |
| Connecticut              | 1835-1894 | 85  |
| Dakota                   | 1862-1893 | 21  |
| Delaware                 | 1866-1893 | 16  |
| Florida                  | 1839-1893 | 7   |
| Georgia                  | 1855-1893 | 19  |
| Idaho                    | 1864-1893 | 8   |
| Illinois                 | 1858-1891 | 39  |
| Indiana                  | 1857-1893 | 17  |
| Iowa                     | 1857-1890 | 17  |
| Kansas                   | 1857-1893 | 21  |
| Kentucky                 | 1854-1894 | 19  |
| Louisiana                | 1854-1892 | 17  |
| Maine                    | 1851-1893 | 29  |
| Maryland                 | 1850-1892 | 22  |
| Massachusetts            | 1692-1893 | 34  |
| Michigan                 | 1857-1893 | 35  |
| Minnesota                | 1853-1893 | 36  |
| Mississippi              | 1855-1894 | 21  |
| Missouri                 | 1857-1893 | 22  |
| Montana                  | 1871-1893 | 9   |
| Nebraska                 | 1865-1893 | 13  |
| Nevada                   | 1864-1893 | 15  |
| New Hampshire            | 1850-1891 | 22  |
| New Jersey               | 1856-1893 | 32  |
| New Mexico               | 1873-1891 | 5   |
| New York                 | 1777-1894 | 66  |
| North Carolina           | 1850-1893 | 18  |
| Ohio                     | 1845-1893 | 33  |
| Oregon                   | 1850-1893 | 19  |
| Pennsylvania             | 1857-1893 | 27  |
| Rhode Island             | 1857-1894 | 36  |
| South Carolina           | 1855-1893 | 40  |
| Tennessee                | 1851-1893 | 33  |
| Texas                    | 1855-1893 | 14  |
| Utah territory           | 1855-1894 | 3   |
| Vermont                  | 1857-1892 | 26  |
| Virginia                 | 1850-1891 | 20  |
| Washington territory     | 1855-1890 | 41  |
| West Virginia            | 1861-1891 | 14  |
| Wisconsin                | 1858-1893 | 29  |
| Wyoming territory        | 1877-1893 | 10  |
| Quebec                   | 1878-1894 | 30  |
| Manitoba                 | 1891-1893 | 6   |
| British Columbia         | 1871-1876 | 5   |
| Hawaiian Kingdom         | 1869      | 1   |
| Law journals and reports | 1829-1891 | 601 |
| Digests, etc.            | 1861-1894 | 12  |

## ENGLISH REPORTS.

|                |     |
|----------------|-----|
| Common law     | 118 |
| House of lords | 65  |
| Privy council  | 29  |
| Chancery       | 140 |
| Rolls court    | 39  |





## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1895. }

*Mr. Speaker:*

I am directed by the president to return to you house bill No. 17 as per your request.

WALTER SINCLAIR,  
Chief clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has concurred in house joint memorial No. 16.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 191,—a bill for an act to amend section 2456, Hill's annotated laws of Oregon.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

Mr. Smith of Linn moved that house bill No. 17 be returned to the senate.

The motion prevailed.

Senate bill No. 93 was read first time and passed to second reading without question.

Senate bill No. 170 was read first time and passed to second reading without question.

Senate bill No. 130 was read first time and passed to second reading without question.

Senate bill No. 77 was read first time and passed to second reading without question.

Senate bill No. 29 was read first time and passed to second reading without question.

Senate bill No. 84 was read first time and passed to second reading without question.

Senate bill No. 83 was read first time and passed to second reading without question.

Senate bill No. 18 was read first time and passed to second reading without question.

Senate bill No. 38 was read first time and passed to second reading without question.

Senate bill No. 95 was read first time and passed to second reading without question.

Senate bill No. 220 was read first time and passed to second reading without question.

Senate bill No. 3 was read first time and passed to second reading without question.

Senate bill No. 96 was read first time and passed to second reading without question.

Senate bill No. 79 was read first time and passed to second reading without question.

Senate bill No. 228 was read first time and passed to second reading without question.

Senate bill No. 215 was read first time and passed to second reading without question.

Senate bill No. 27 was read first time and passed to second reading without question.

Senate bill No. 236 was read first time and passed to second reading without question.

Senate bill No. 30 was read first time and passed to second reading without question.

Senate bill No. 62 was read first time and passed to second reading without question.

House bill No. 384. Mr. Paxton. A bill for an act to correct an omission in the act of the legislative assembly of the state of Oregon, filed in the office of the secretary of state February 23, 1893, entitled "An act to incorporate the city of Portland and provide a charter therefor, and to repeal an act entitled 'An act to incorporate the city of Portland,' filed in the office of the secretary of state February 19, 1891," and to validate the city bonds heretofore issued by the board of new city hall commissioners or the board of city hall commissioners of the city of Portland, Multnomah county, Oregon, to the amount of five hundred thousand dollars.

The bill was read first time and passed to second reading without question.

Mr. Paxton moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Buckman, Burleigh, Calvert, Cleeton, Cole, Conn, Coon, Cooper, Curtis, Daly, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Moorhead, Nealon, Patterson, Paxton, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Thompson, Tigard, Young, and Mr. Speaker—47.

Nays—None.

Absent—Messrs. Beach, Bridges, Burke, Cardwell, Craig, Gates, Guild, Mintie, Myers, Rinearson, Templeton, Wright, and Yates—13.

So the rules were suspended and the bill was read second time by title only.

Mr. Paxton moved that the rules be further suspended and that the bill be considered engrossed, read third time now, and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Burleigh, Calvert, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Moorhead, Myers, Nealon, Patterson, Paxton, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Templeton, Thompson, Tigard, Young, and Mr. Speaker—49.

Nays—None.

Absent—Messrs. Beach, Burke, Cardwell, Gates, Gurdane, Lyle, Mintie, Rinearson, Smith of Linn, Wright, and Yates—11.

So the rules were suspended and the bill considered engrossed, read third time, and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Bridges, Buckman, Burleigh, Calvert, Cardwell, Cole, Conn, Coon, Cooper, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Keyt, Lester, Long, McCracken, McGreer, Moorhead, Myers, Nealon, Patterson, Paxton, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Templeton, Thompson, Tigard, Young, and Mr. Speaker—47.

**Absent**—Messrs. Beach, Boothby, Burke, Cleeton, Craig, Gates, Jeffrey, Lyle, Mintie, Rinearson, Smith of Linn, Wright, and Yates—13.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 246 was read first time and passed to second reading without question.

Senate bill No. 243 was read first time and passed to second reading without question.

Senate bill No. 154 was read first time and passed to second reading without question.

Senate bill No. 242 was read first time and passed to second reading without question.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 26,—a bill for an act to amend section 1145 of title VI of chapter XV of Hill's annotated laws of Oregon, relating to executors and administrators.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon,  
February 21, 1895. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house concurrent resolution No. 30, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 21, 1895. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house joint resolution No. 13, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

Senate bill No. 99 was read first time and passed to second reading without question.

Senate bill No. 153 was read first time and passed to second reading without question.

Senate bill No. 175 was read first time and passed to second reading without question.

Senate bill No. 201 was read first time and passed to second reading without question.

Mr. Davis moved that the house adjourn when senate bills on the table shall have been read first time.

The motion prevailed.

Senate bill No. 107 was read first time and passed to second reading without question.

Senate bill No. 206 was read first time and passed to second reading without question.

The speaker announced that he was about to sign house joint resolution No. 13 and house concurrent resolution No. 30, and soon thereafter declared that he had signed the same.

Senate bill No. 105 was read first time and passed to second reading without question.

Senate bill No. 207 was read first time and passed to second reading without question.

Senate bill No. 169 was read first time and passed to second reading without question.

Senate bill No. 67 was read first time and passed to second reading without question.

Senate bill No. 241 was read first time and passed to second reading without question.

Senate bill No. 72 was read first time and passed to second reading without question.

Senate bill No. 244 was read first time and passed to second reading without question.

Mr. Baker moved that the rules be suspended, and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Bridges, Buckman, Burke, Burleigh, Calvert, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Messrs. Nelson, Patterson, Porter, Pritchard, Scott, Sullivan,

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 195 was read first time and passed to second reading without question.

Senate bill No. 55 was read first time and passed to second reading without question.

Senate bill No. 159 was read first time and passed to second reading without question.

Senate bill No. 184 was read first time and passed to second reading without question.

Mr. Smith of Josephine moved that the rules be suspended for the purpose of reconsidering the vote by which the consideration of the general appropriation bill was made a special order for tonight.

The motion prevailed.

Mr. Smith of Josephine moved that house joint resolutions Nos. 4, 5, 7, and 8 be made a special order for tonight.

The motion prevailed.

Mr. Smith of Josephine moved that consideration of the general appropriation be made a special order for tomorrow night.

The motion prevailed.

Senate bill No. 94 was read first time and passed to second reading without question.

Senate bill No. 160 was read first time and passed to second reading without question.

Senate bill No. 68 was read first time and passed to second reading without question.

Senate bill No. 226 was read first time and passed to second reading without question.

Senate bill No. 237 was read first time and passed to second reading without question.

Senate bill No. 173 was read first time and passed to second reading without question.

Senate bill No. 161 was read first time and passed to second reading without question.

Senate bill No. 213 was read first time and passed to second reading without question.

Senate bill No. 232 was read first time and passed to second reading without question.

Senate bill No. 197 was read first time and passed to second reading without question.

Senate bill No. 198 was read first time and passed to second





## HOUSE RESOLUTION NO. 49.

Whereas certain committee clerks were actually employed several days prior to the date they were sworn in; be it

*Resolved*, That said clerks shall receive compensation for each day they were actually employed, the time to be certified to by the chairman of the committee by which they were employed, irrespective of the date they were sworn in.

On motion of Mr. Myers, the resolution was adopted.

Mr. Smith of Josephine was granted consent to take up house bill No. 362.

Mr. Smith of Josephine moved that house bill No. 362 be considered engrossed and placed on final passage.

The motion prevailed.

House bill No. 362 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Guild,

Absent—Messrs. Burke, Hofer, Keyt, Long, Mintie, Moorhead, Smith of Clackamas, Smith of Polk, and Yates—9.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that he has signed house joint resolution No. 13.

And the same is herewith returned to you.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that he has signed house concurrent resolution No. 30.

And the same is herewith returned to you.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that he has signed house resolution No. 14.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 129,—a bill for an act to amend section

1180 of title VII of chapter XV of Hill's annotated laws of Oregon, relating to the compensation of administrators.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

The special order for this hour was taken up.

House joint resolution No. 4 was read.

Mr. Smith of Josephine moved the adoption of the resolution.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Boothby, Bridges, Buckman, Coon, Cooper, Curtis, Dunn, Hillegas, Huffman, Jeffrey, Lester, McGreer, Mintie, Moorhead, Nealon, Patterson, Rinearson, Stewart, Smith of Josephine, Tigard, and Young—22.

Nays—Messrs. Baker, Blundell, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Craig, Daly, Davis, Gates, Gowdy, Gurdane, Hope, Lyle, McCracken, Paxton, Scott, Sehlbrede, Shutrum, Stanley, Smith of Polk, Smith of Linn, Templeton, Thompson, Wright, Yates, and Mr. Speaker—30.

Absent—Messrs. Beach, David, Guild, Hofer, Keyt, Long, Myers, and Smith of Clackamas—8.

The motion to adopt was lost.

House joint resolution No. 5 was taken up.

Mr. Barkley moved that the resolution be indefinitely postponed.

Messrs. Curtis and Burleigh demanded the ayes and nays.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Cleeton, Conn, Daly, and Dunn—4.

Nays—Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cole, Coon, Cooper, Craig, Curtis, Davis, Gates, Gowdy, Gurdane, Hillegas, Hope, Jeffrey, Keyt, Lester, McCracken, McGreer, Mintie, Moorhead, Nealon, Patterson, Paxton, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, and Mr. Speaker—44.

Absent—Messrs. Beach, David, Guild, Hofer, Huffman, Long, Lyle, Myers, Rinearson, Smith of Clackamas, Wright, and Young—12.

The motion to indefinitely postpone was lost.

Messrs. Jeffrey and Burleigh demanded the ayes and nays on the question to adopt.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Boothby, Buckman, Burleigh, Curtis, Gates, Hillegas,

Hofer, Jeffrey, Mintie, Nealon, Patterson, Rinearson, Stewart, and Tigard—14.

Nays—Messrs. Baker, Barkley, Beach, Blundell, Bridges, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Daly, Davis, Dunn, Gowdy, Gurdane, Hope, Keyt, Lester, McCracken, McGreer, Moorhead, Paxton, Scott, Sehlbrede, Shutrum, Stanley, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Yates, and Mr. Speaker—36.

Absent—Messrs. Burke, David, Guild, Huffman, Long, Lyle, Myers, Smith of Clackamas, Wright, and Young—10.

The motion to adopt was lost.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 223,—a bill for an act to amend an act entitled an act to amend an act entitled an act to amend an act entitled an act to regulate the salaries of county judges of the state of Oregon, approved February 25, 1885, approved February 21, 1887, approved February 25, 1889, and approved February 18, 1891.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has concurred in house concurrent resolution No. 31.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate

has passed senate bill No. 43,—a bill for an act to provide for the inspection of fertilizers and regulate the sale thereof.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that senate concurrent resolution No. 18 is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that senate concurrent resolution No. 19 is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

The speaker announced that he was about to sign senate concurrent resolutions Nos. 18 and 19, and soon thereafter declared that he had signed the same.

Mr. Wright introduced house concurrent resolution No. 32.

HOUSE CONCURRENT RESOLUTION NO. 32.

*Be it resolved by the House, the Senate concurring,* That joint rule XI be suspended in so far as it relates to the consideration of house bill No. 382, so that said bill may pass between both houses between now and the adjournment of the eighteenth session of the Oregon legislature.

On motion of Mr. Wright, the resolution was adopted.

House joint resolution No. 7 was read.

The roll was called on the motion for its adoption and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Buckman, Burleigh, Calvert, Cardwell, Coon, Cooper, Craig, Curtis, Davis, Dunn, Gates, Gurdane, Hofer, Hope, Huffman, Jeffrey, Lester, McGreer, Moorhead, Nealon, Patterson, Paxton, Rinearson, Scott, Shutrum, Stanley, Smith of Josephine, Smith of Linn, Templeton, Thompson, Wright, and Mr. Speaker—36.

Nays—Messrs. Daly, Keyt, McCracken, Sehlbrede, Stewart, Smith of Polk, Tigard, and Young—8.

Absent—Messrs. Beach, Bridges, Burke, Cleeton, Cole, Conn, David, Gowdy, Guild, Hillegas, Long, Lyle, Mintie, Myers, Smith of Clackamas, and Yates—16.

So the resolution was adopted.

House joint resolution No. 8 was read.

Mr. Smith of Josephine moved the adoption of the resolution.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Boothby, Buckman, Calvert, Coon, Cooper, Craig, Curtis, Daly, Davis, Gurdane, Hofer, Hope, Huffman, Jeffrey, Lester, McGreer, Mintie, Nealon, Rinearson, Scott, Stewart, Smith of Josephine, Thompson, and Mr. Speaker—24.

Nays—Messrs. Baker, Barkley, Burleigh, Dunn, Gates, Keyt, Long, McCracken, Moorhead, Paxton, Sehlbrede, Shutrum, Stanley, Smith of Polk, Smith of Linn, Templeton, and Tigard—17.

Absent—Messrs. Beach, Blundell, Bridges, Burke, Cardwell, Cleeton, Cole, Conn, David, Gowdy, Guild, Hillegas, Lyle, Myers, Patterson, Smith of Clackamas, Wright, Yates, and Young—19.

So the motion to adopt was lost.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that senate bill No. 85 is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that senate bill No. 186, is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that senate bill No. 244 is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

The speaker announced that he was about to sign senate bills Nos. 85, 186, and 244, and soon thereafter declared that he had signed the same.

Mr. Smith of Linn called up senate bill No. 99.

Mr. Smith of Linn demanded a call of the house.

The roll was called and all the members were present, except Messrs. Beach, Blundell, Burke, Calvert, Cardwell, Cleeton, Cole, Conn, Coeper, Daly, Guild, Keyt, Lester, Long, Lyle, Myers, Patterson, Smith of Clackamas, Smith of Polk, Smith of Josephine, Wright, Yates, and Young.

Mr. Burleigh moved that further proceedings under call of the house be dispensed with.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 200,—a bill for an act extending the time of registration to S. L. Leneve under the act regulating the practice of medicine and surgery in the state of Oregon.

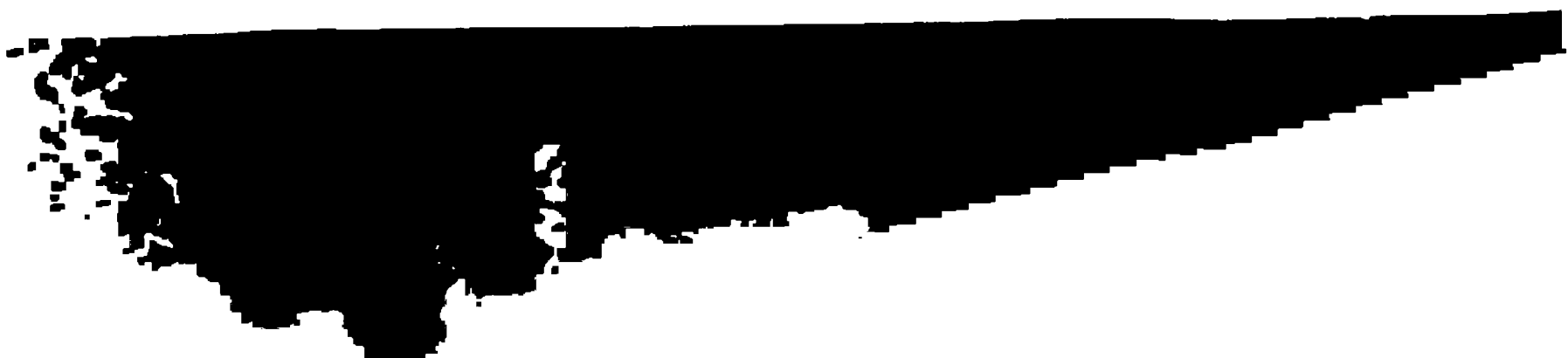
And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

Mr. Smith of Linn moved that the rules be suspended and that senate bill No. 99 be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—



Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burleigh, Cardwell, Cole, Conn, Coon, Craig, Curtis, Daly, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Moorhead, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—49.

Nays—Mr. Guild—1.

Absent—Messrs. Burke, Calvert, Cleeton, Cooper, David, Mintie, Myers, Smith of Clackamas, Smith of Polk, and Smith of Josephine—10.

So the rules were suspended and the bill was read second time by title only.

Mr. Wright moved that the bill be placed on final passage now.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Buckman, Burleigh, Cardwell, Cole, Conn, Coon, Craig, Curtis, Daly, Davis, Dunn, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Moorhead, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—46.

Nays—Messrs. Bridges, Gates, and Guild—3.

Absent—Messrs. Burke, Calvert, Cleeton, Cooper, David, Gowdy, Mintie, Myers, Smith of Clackamas, Smith of Polk, and Smith of Josephine—11.

So the rules were suspended and the bill was placed on final passage.

Senate bill No. 99 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Craig, Curtis, Daly, Davis, Dunn, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Young, and Mr. Speaker—52.

Nays—Mr. Gates—1.

Absent—Messrs. Burke, Cooper, David, Gowdy, Myers, Smith of Clackamas, and Yates—7.

So the bill passed.



There being no objection, the title of the bill was ordered to

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Burke, Calvert, Cardwell, Cleeton, Cole, Conn, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Long, McCracken, McGreer, Myers, Patterson, Shutrum, Stewart, Smith of Polk, Templeton, Thompson, Yates, and Mr. Speaker—34.

Nays—Messrs. Buckman, Burleigh, Coon, Gates, Hofer, Hope, Huffman, Jeffrey, Nealon, Scott, Smith of Clackamas, Tigard, and Young—13.

Absent—Messrs. Guild, Keyt, Lester, Lyle, Mintie, Moorhead, Paxton, Rinearson, Sehlbrede, Stanley, Smith of Josephine, Smith of Linn, and Wright—13.

So the rules were suspended and the bill was read second time by title only.

Senate bill No. 129 was read first time and passed to second reading without question.

Senate bill No. 223 was read first time and passed to second reading without question.

Senate bill No. 43 was read first time and passed to second reading without question.

Senate bill No. 200 was read first time and passed to second reading without question.

Mr. Stanley was excused on account of illness.

Senate bill No. 84 coming on for second reading, was read second time.

Senate bill No. 3 coming on for second reading, was read second time.

Senate bill No. 96 coming on for second reading, was read second time.

Senate bill No. 83 coming on for second reading, was read second time.

Senate bill No. 18 coming on for second reading, was read second time.

On motion of Mr. Curtis, the bill was referred to the committee on fisheries and game, with leave to report at any time.

Senate bill No. 38 coming on for second reading, was read second time.

Senate bill No. 95 coming on for second reading, was read second time.

On motion of Mr. Conn, the bill was referred to the committee on judiciary, with leave to report at any time.

Senate bill No. 220 coming on for second reading, was read second time.

Senate bill No. 29 coming on for second reading, was read second time.

Senate bill No. 77 coming on for second reading, was read second time.

Senate bill No. 79 coming on for second reading, was read second time.

Senate bill No. 228 coming on for second reading, was read second time.

On motion of Mr. Smith of Polk, the bill was referred to the delegation from Polk county, with leave to report at any time.

Senate bill No. 206 coming on for second reading, was read second time.

On motion of Mr. Hofer, the bill was referred to a committee consisting of one member from each county of the third judicial district: Messrs. Hofer, Scott, Guild, Keyt, and Gowdy, with leave to report at any time.

Senate bill No. 30 coming on for second reading, was read second time.

Senate bill No. 236 coming on for second reading, was read second time.

Senate bill No. 105 coming on for second reading, was read second time.

Senate bill No. 27 coming on for second reading, was read second time.

Senate bill No. 207 coming on for second reading, was read second time.

On motion of Mr. Conn, the bill was referred to the committee on internal improvements, with leave to report at any time.

Senate bill No. 104, which was made a special order for this hour, came up for action.

On motion of Mr. Paxton, the bill was made special order for 10:30 o'clock a. m. tomorrow, the bill, with majority and minority reports, to be printed.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 131,—a bill for an act to provide for the conveyance of property by deed or mortgage when the husband or wife of the owner thereof is insane.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has concurred in house concurrent resolution No. 32.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 82,—a bill for an act to amend title IV of chapter XVII, miscellaneous laws of Oregon, relating to the equalization of assessments.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 21, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed senate bill No. 116,—a bill for an act to amend sections 959 and 960 of title III of chapter XII of the code of civil procedure of the laws of Oregon, as compiled and annotated by William Lair Hill.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

Senate bill No. 62 coming on for second reading, was read second time.

On motion of Mr. Curtis, the bill was referred to the committee on counties, with leave to report at any time.

Senate bill No. 67 coming on for second reading, was read second time.

Senate bill No. 241 coming on for second reading, was read second time.

Senate bill No. 201 coming on for second reading, was read second time.

On motion of Mr. Sehlbrede, the bill was referred to the committee on medicine and pharmacy, with leave to report at any time.

Senate bill No. 215 coming on for second reading, was read second time.

Senate bill No. 243 coming on for second reading, was read second time.

Senate bill No. 242 coming on for second reading, was read second time.

Senate bill No. 107 coming on for second reading, was read second time.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has concurred in house joint memorial No. 10.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that senate bill No. 99 is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that senate bill No. 70 is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

The speaker announced that he was about to sign senate bills Nos. 99 and 70, and soon thereafter declared that he had signed the same.

Senate bill No. 153 coming on for second reading, was read second time.

Senate bill No. 195 coming on for second reading, was read second time.

Senate bill No. 175 coming on for second reading, was read second time.

On motion of Mr. Myers, the bill was referred to the committee on fisheries and game, with leave to report at any time.

Senate bill No. 55 coming on for second reading, was read second time.

On motion of Mr. McCracken, the bill was referred to the committee on commerce, with leave to report at any time.

Senate bill No. 159 coming on for second reading, was read second time.

Senate bill No. 154 coming on for second reading, was read second time.

Senate bill No. 246 coming on for second reading, was read second time.

Mr. Paxton, chairman of the special committee, consisting of the delegation from Multnomah county, to whom was referred senate bill No. 104, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February —, 1895. }

*Mr. Speaker:*

Your special committee, consisting of the delegation from Multnomah county, to whom was referred senate bill No. 104, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

#### AMENDMENT.

Amend section 2 of the bill so as to read as follows:

Section 2. The boundaries of the city of Portland are as follows: Commencing at the southeast corner of the city of Sellwood and running thence north along the east line of the city of Sellwood to the south line of section 23, township 1 south, range 1 east; thence east to the southwest corner of section 24, township 1 south, range 1 east, and thence north along the west line

of section 24 of township 1 south, range 1 east of the Willamette meridian, to the northwest corner of said section 24; thence east one mile to the northeast corner of said section 24; thence north along the east line of sections 13, 12, 1, 36, 25, 24, and 13 to a point one hundred and fifty feet north of the north line of the county road, known as the Columbia slough road; thence northwesterly parallel with and one hundred and fifty feet northerly from said north line of said county road to a point four hundred and thirty feet west of the west line of the Westly Van Schuyver donation land claim; thence south parallel with said line to the west line of McKenna avenue; thence south and southwesterly along the west line of McKenna avenue, and extension thereof, to the center of the main channel of the Willamette river; thence southerly following the center of the main channel of said river, and the center of the channel thereof, west of Swan island to the west line of section 20 of township 1 north, range 1 east; thence south along the east line of sections 19, 30, and 31 to the southeast corner of section 31 of township 1 north, range 1 east; thence east one half mile; thence south one mile; thence east one half mile; thence south one mile; thence east one half mile; thence south two miles to the south line of section 21, township 1 south, range 1 east; thence east to the center of the main channel of the Willamette river; thence southerly following the center of the main channel of said river to a point in a westerly prolongation of the south line of the city of Sellwood; thence easterly along the south line of the city of Sellwood to the place of beginning.

#### AMENDMENT.

Amend section 8 of the bill by striking out the words "except as otherwise in this act provided," being the last seven words of said section.

#### AMENDMENT.

Amend section 34 of the bill by striking out therefrom the words "March 1, 1895," and inserting in lieu thereof the words "July 1, 1896."

#### AMENDMENT.

Strike out section 142, being section 139 of printed bill, and insert in lieu thereof the following:

Section 142. An executive department of the city of Portland, to be known as the board of public works of said city, is hereby created, to consist of five members, who shall be elected by the qualified voters of the city of Portland from among their num-

ber at the general city election held in June, 1896, and at each general city election thereafter, and whose term of office shall begin on the first day of July next following their election, and who shall serve for two years and until their successors are elected and qualified. On the first Monday in June, 1895, a special election of the qualified voters of said city of Portland shall be held in said city for the purpose of electing the first five members of said board of public works, whose term of office shall begin on the first day of July, 1895, and shall hold their offices until their successors are elected at the general election to be held on the first Monday in June, 1896, and until their successors have qualified. The provisions of this act governing general city elections shall apply to the special election to be held on the first Monday in June, 1895, for the election of the board of public works, and ten days' notice thereof by publication in some daily newspaper published in said city of Portland, shall be given by the auditor of said city, which notice shall designate the time and places for holding such election and the fact that five members of the board of public works are to be elected thereat. Until the first day of July, 1895, the authority, powers, and duties by this act confided, conferred, and imposed upon the board of public works shall be exercised and discharged by the mayor, common council, and such other officers of said city of Portland as are required by the present charter of said city to exercise and discharge such authority, powers, and duties.

#### AMENDMENT.

Strike out all of section 237 of the bill, being section 230 of the printed bill, and insert in lieu thereof the following:

Section 237. The incumbents of all offices of the city of Portland, who shall be in office when this act shall take effect, shall hold under this act their respective offices until the ends of the terms for which they have been respectively elected or appointed, and until their respective successors shall be elected or appointed and qualified, and each of said officers shall receive and be paid, during the term for which he was so elected or appointed, the same salary now provided for him by the present charter of the city of Portland.

O. F. PAXTON,  
Chairman.

Senate bill No. 232 coming on for second reading, was read second time.

On motion of Mr. Keyt, the bill was indefinitely postponed.

Senate bill No. 197 coming on for second reading, was read second time.



Senate bill No. 130 coming on for second reading, was read second time.

Senate bill No. 161 coming on for second reading, was read second time.

On motion of Mr. Smith, the bill was referred to the committee on salary of state and county officers, with leave to report at any time.

Senate bill No. 198 coming on for second reading, was read second time.

Senate bill No. 173 coming on for second reading, was read second time.

On motion of Mr. Craig, the bill was referred to the committee on penal, reformatory, and charitable institutions, with leave to report at any time.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed house bill No. 283.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

Senate bill No. 225 coming on for second reading, was read second time.

On motion of Mr. Curtis, the bill was referred to the committee on elections, with leave to report at any time.

Senate bill No. 226 coming on for second reading, was read second time.

Senate bill No. 184 coming on for second reading, was read second time.

Senate bill No. 213 coming on for second reading, was read second time.

On motion of Mr. Curtis, the bill was referred to the committee on fisheries and game, with leave to report at any time.

Senate bill No. 126 coming on for second reading, was read second time.

Senate bill No. 196 coming on for second reading, was read second time.

Senate bill No. 94 coming on for second reading, was read second time.

Senate bill No. 139 coming on for second reading, was read second time.

Senate bill No. 170 coming on for second reading, was read second time.

Senate bill No. 160 coming on for second reading, was read second time.

Senate bill No. 93 coming on for second reading, was read second time.

Senate bill No. 237 coming on for second reading, was read second time.

Senate bill No. 172 coming on for second reading, was read second time.

Senate bill No. 150 coming on for second reading, was read second time.

On motion of Mr. Dunn, the bill was referred to the committee on claims, with leave to report at any time.

Senate bill No. 191 coming on for second reading, was read second time.

Senate bill No. 26 coming on for second reading, was read second time.

Senate bill No. 72 coming on for second reading, was read second time.

Senate bill No. 68 coming on for second reading, was read second time.

On motion of Mr. Long, the bill was referred to a committee of one from each of Umatilla, Wasco, Sherman, Morrow, Multnomah, and Gilliam counties.

The speaker named as such committee Messrs. Davis, McGreer, Coon, Boothby, Long, and David.

Senate bill No. 242 coming on for second reading, was read second time.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that the senate has passed house bill No. 381.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

Senate bill No. 116 was read first time and passed to second reading without question.

Senate bill No. 82 was read first time and passed to second reading without question.

Senate bill No. 131 was read first time and passed to second reading without question.

Senate bill No. 116 coming on for second reading, Mr. Long moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Mintie, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Tigard, Young, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Blundell, Lyle, Moorhead, Smith of Clackamas, Smith of Josephine, Templeton, Thompson, Wright, and Yates—9.

So the rules were suspended and the bill was read second time by title only.

Senate bill No. 131 coming on for second reading, Mr. McCracken moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Boothby, Bridges, Buckman, Burleigh, Calvert, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Linn, Thompson, Tigard, Young, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Blundell, Burke, Cardwell, Conn, Mintie, Moorhead, Smith of Clackamas, Smith of Polk, Smith of Josephine, Wright, and Yates—12.

So the rules were suspended and the bill was read second time by title only.

Senate bill No. 82 coming on for second reading, Mr. Sehlbrede moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle,

McCraken, McGreer, Mintie, Moorhead, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Thompson, Tigard, Young, and Mr. Speaker—50.

Nays—None.

Absent—Messrs. Blundell, Conn, Gates, Guild, Myers, Smith of Clackamas, Smith of Josephine, Templeton, Wright, and Yates—10.

So the rules were suspended and the bill was read second time by title only.

Senate bill No. 129 coming on for second reading, Mr. Cleeton moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Lester, Long, McCraken, McGreer, Moorhead, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Young, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Baker, Gates, Guild, Jeffrey, Keyt, Lyle, Mintie, Myers, Smith of Clackamas, Smith of Josephine, Wright, and Yates—12.

So the rules were suspended and the bill was read second time by title only.

Senate bill No. 223 coming on for second reading, Mr. Paxton moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Lester, Long, McCraken, McGreer, Myers, Nealon, Patterson, Paxton, Scott, Sehlbrede, Shutrum, Stewart, Smith of Linn, Templeton, Tigard, Wright, Young, and Mr. Speaker—46.

Nays—None.

Absent—Messrs. Baker, Gates, Guild, Keyt, Lyle, Mintie, Moorhead, Rinearson, Stanley, Smith of Clackamas, Smith of Polk, Smith of Josephine, Thompson, and Yates—14.

So the rules were suspended and the bill was read second time by title only.

Senate bill No. 43 coming on for second reading, Mr. McCracken moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were —

Messrs. Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Lester, Long, Lyle, McCracken, McGreer, Mintie, Nealon, Patterson, Paxton, Scott, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Tigard, Young, and Mr. Speaker — 44.

Nays — None.

Absent — Messrs. Baker, Beach, Cleeton, Guild, Jeffrey, Keyt, Moorhead, Myers, Rinearson, Sehlbrede, Smith of Clackamas, Smith of Josephine, Templeton, Thompson, Wright, and Yates — 16.

So the rules were suspended and the bill was read second time by title only.

On motion of Mr. McCracken, the bill was referred to the committee on commerce, with leave to report at any time.

Senate bill No. 200 coming on for second reading, Mr. McCracken moved that the rules be suspended and that the bill be read second time now and by title only.

On this question the roll was called and the vote was:

Those voting aye were —

Messrs. Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Keyt, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Thompson, Tigard, Wright, Young, and Mr. Speaker — 52.

Nays — None.

Absent — Messrs. Baker, Cleeton, Gates, Jeffrey, Lyle, Smith of Clackamas, Templeton, and Yates — 8.

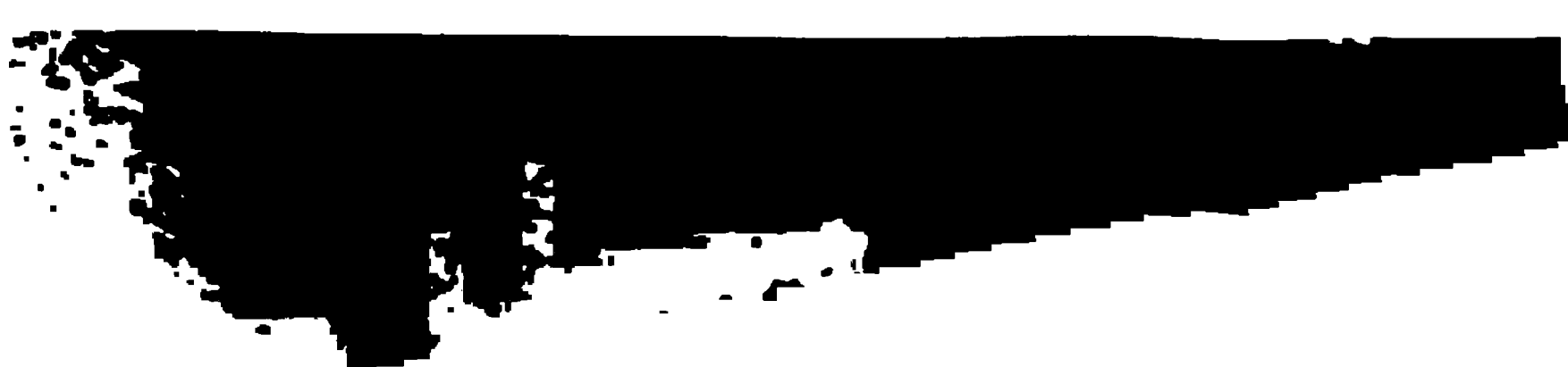
So the rules were suspended, and the bill was read second time by title only.

The chief clerk was instructed to return to the senate senate bill No. 233.

Senate bill No. 166 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were —



Messrs. Baker, Barkley, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Young, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Beach, Bridges, Cleeton, Lyle, Rinearson, Smith of Clackamas, Smith of Josephine, Wright, and Yates—9.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 5 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Curtis, Daly, Gurdane, Long, Mintie, Paxton, Rinearson, Sehlbrede, and Mr. Speaker—9.

Nays—Messrs. Baker, Barkley, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cole, Conn, Coon, Cooper, Craig, David, Davis, Dunn, Gowdy, Guild, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, McCracken, McGreer, Moorhead, Myers, Nealon, Patterson, Scott, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Yates, and Young—43.

Absent—Messrs. Beach, Blundell, Cleeton, Gates, Lyle, Smith of Clackamas, Smith of Josephine, and Wright—8.

So the bill failed to pass.

Senate bill No. 33 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Calvert, Cardwell, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—55.

Nays—Mr. Burleigh—1.

Absent—Messrs. Cleeton, Gates, Lyle, and Wright—4.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 28 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—57.

Nays—None.

Absent—Messrs. Gates, Lyle, and Smith of Josephine—3.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Myers, chairman of the committee on penal, reformatory, and charitable institutions, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 22, 1895. }

*Mr. Speaker:*

Your committee on penal, reformatory, and charitable institutions, to whom was referred senate bill No. 173, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

GEO. T. MYERS,  
Chairman.

Senate bill No. 42 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Boothby, Conn, Craig, Dunn, Gowdy, Guild, Hillegas, Hofer, Long, Moorhead, Paxton, Stanley, and Wright—16.

Nays—Messrs. Blundell, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Curtis, Daly, David, Davis, Gates, Gurdane, Hope, Huffman, Keyt, Lester, McCracken,



McGeer, Mintie, Myers, Nealon, Patterson, Rinearson, Scott, Sehlbrede, Shutrum, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—42.

Absent—Messrs. Jeffrey and Lyle—2.

So the bill failed to pass.

Senate bill No. 112 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burliegh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackmas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—58.

Nays—None.

Absent—Messrs. Lyle and Rinearson—2.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

#### JOINT CONVENTION.

The joint convention of February 22, 1895, was called to order at 12 o'clock m. by the president of the senate, Hon. Joseph Simon.

The chief clerk of the senate called the roll of the senate and all the senators were present, except Senators Beckley and McGinn.

The chief clerk of the house called the roll of the house and all the representatives were present, except Representative Rinearson.

Messrs. McGinn and Rinearson were announced as being paired on the vote for United States senator.

There being no objection, the reading of the journal of the proceedings of the joint convention of yesterday, the 21st instant, was dispensed with.

The president announced that as no person had received a majority of all the votes cast for United States senator for Oregon in the joint convention of yesterday, the 21st instant, there had been no election, and directed the calling of the roll of the joint convention for the purpose of voting for United States senator.

The roll was called, and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft,



Beach, Blundell, Bridges, Brownell, Calbreath, Calvert, Cardwell, Carter, Cleeton, Conn, Daly, David, Dawson, Denny, Gesner, Gowan, Gowdy, Long, Maxwell, McCracken, McGreer, Moorhead, Myers, Paxton, Price, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Templeton, Thompson, Woodard, and Mr. President—37.

Those voting for Hon. J. H. Raley were: Messrs. Butler, Cogswell, Huston, McAlister, Smith of Sherman, and Smith of Clatsop—6.

Those voting for Hon. J. H. Smith were: Mr. Raley—1.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vandenburg, and Young—10.

Those voting for Hon. Geo. H. Williams were: Messrs. Alley, Baker, Barkley, Boothby, Burke, Cole, Coon, Cooper, Craig, Curtis, Davis, Dunn, Gates, Guild, Gurdane, Hillegas, Hofer, Hope, Johnson, Keyt, Lester, Lyle, McClung, Patterson of Grant, Scott, Smith of Linn, Tigard, Wright, Yates, and Mr. Speaker—30.

Those voting for Hon. J. B. Waldo were: Mr. Hobson—1.

Those voting for Hon. C. W. Fulton were: Mr. Mintie—1.

Those voting for Hon. Wm. P. Lord were: Mr. Patterson of Marion—1.

Absent—Messrs. Beckley, McGinn, and Rinearson—3.

Total number of votes cast—87.

The president announced that as no person had received a majority of all the votes cast there had been no election.

On motion of Senator Cogswell, the joint convention adjourned.

On motion of Mr. Burke, the house adjourned to 2 o'clock p. m.

R. E. MOODY,  
Chief Clerk.

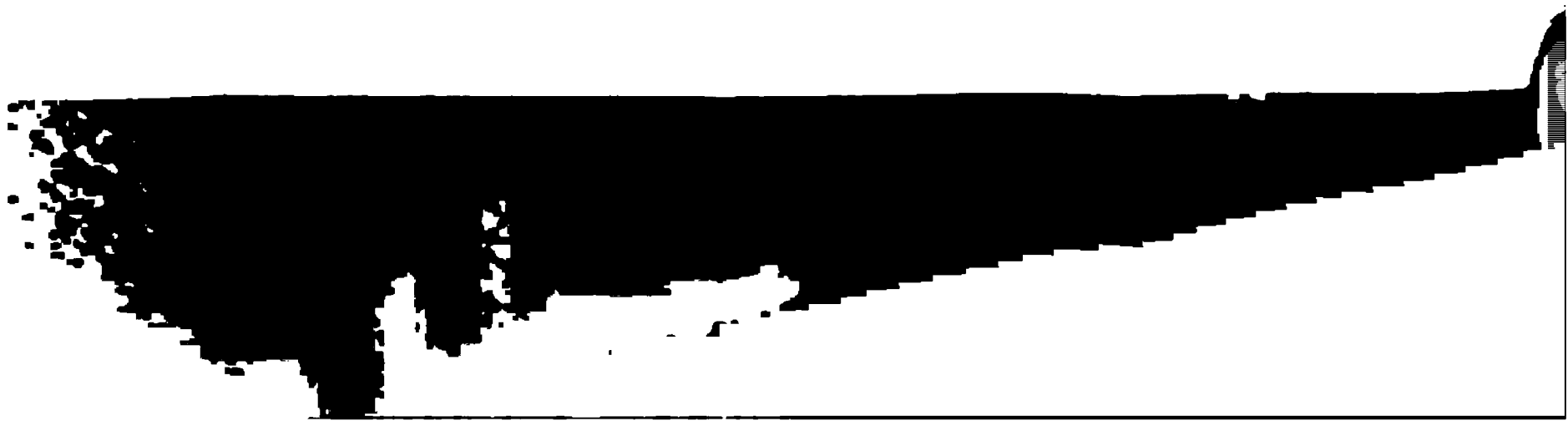
## AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 22, 1895. }

The house was called to order at 2 o'clock p. m., pursuant to adjournment, by the speaker.

The roll was called and all the members were present, except Messrs. Calvert, Lester, Gurdane, Myers, Patterson, Paxton, Rinearson, and Wright.

Mr. Gurdane was excused on account of illness.





Mr. Daly, chairman of the committee on salary of state and county officers, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 22, 1895. }

*Mr. Speaker :*

Your committee on salary of state and county officers, to whom was referred senate bill No. 161, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

JOHN D. DALY,  
Chairman.

Mr. Smith of Clackamas, chairman of the committee on medicine and pharmacy, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 22, 1895. }

*Mr. Speaker :*

Your committee on medicine and pharmacy, to whom was referred senate bill No. 201, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

C. B. SMITH,  
Chairman.

Mr. Smith of Clackamas introduced house resolution No. 50.

## HOUSE RESOLUTION NO. 50.

*Resolved,* That the senate be requested to return to the house senate bill No. 233.

On motion of Mr. Smith of Clackamas, the resolution was adopted.

Mr. Sehlbrede moved to suspend the rules and that senate bill No. 201 be read third time now and placed on final passage.

On this question the roll was called and the vote was: .

Those voting aye were—

Messrs. Blundell, Bridges, Cardwell, Daly, Gowdy, Hope, Huffman, Long, McCracken, Mintie, Moorhead, Paxton, Sehlbrede, Shutrum, Smith of Polk, Thompson, and Mr. Speaker—17.

**Nays**—Messrs. Baker, Barkley, Boothby, Buckman, Burke, Burleigh, Cole, Conn, Coon, Cooper, Craig, Curtis, David, Dunn, Gates, Guild, Gurdane, Hillegas, Hofer, Jeffrey, McGreer, Nealon, Patterson, Scott, Stewart, Smith of Josephine, Smith of Linn, Tigard, Yates, and Young—30.

**Absent**—Messrs. Beach, Calvert, Cleeton, Davis, Keyt, Lester, Lyle, Myers, Rinearson, Stanley, Smith of Clackamas, Templeton, and Wright—13.

So the motion was lost.

Senate bill No. 2 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

~~Messrs. Baker, Barkley, Boothby, Buckman, Burke,~~

**Mr. Smith of Linn, chairman of the committee on claims, submitted the following report:—**



Mr. Sehlbrede moved that senate bill No. 31 be referred to the committee on judiciary, with leave to report at any time.

The motion prevailed.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that he has signed house concurrent resolution No. 31.

And the same is herewith returned to you.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that he has signed house joint resolution No. 16.

And the same is herewith returned to you.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that he has signed house concurrent resolution No. 32.

And the same is herewith returned to you.

WALTER SINCLAIR,  
Chief clerk.

Senate bill No. 13 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Dunn, Gowdy, Guild, Hillegas, Hofer, Hope, Huffman, Jeffrey, Lester, Long, McCracken, McGreer, Minnie, Moorhead, Nealon, Patterson, Paxton, Scott, Sehlbrede, Shut-

rum, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—48.

Nays—None.

Absent—Messrs. Beach, Bridges, Davis, Gates, Gurdane, Keyt, Lyle, Myers, Rinearson, Stanley, Smith of Josephine, and Wright—12.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 22, 1895. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house joint memorial No. 10, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

Senate bill No. 61 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Buckman, Burke, Calvert, Cardwell, Cole, Conn, Coon, Cooper, Craig, Daly, David, Davis, Dunn, Gowdy, Guild, Hillegas, Hofer, Hope, Huffman, Jeffrey, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Nealon, Patterson, Paxton, Scott, Sehlbrede, Shutrum, Stewart, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—43.

Nays—Mr. Boothby—1.

Absent—Messrs. Beach, Bridges, Burleigh, Cleeton, Curtis, Gates, Gurdane, Keyt, Lyle, Myers, Rinearson, Stanley, Smith of Clackamas, Smith of Polk, Smith of Josephine, and Wright—16.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The special committee of the third judicial district, to whom was referred senate bill No. 206, submitted the following report:



## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 22, 1895. }

*Mr. Speaker .*

Your special committee of the third judicial district, to whom was referred senate bill No. 206, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass with the following amendments:

## AMENDMENT.

Amend the title to said bill by striking out all that part beginning with the fourth word in the first line of said title and ending with the word "to" of said title.

## AMENDMENT.

Strike out all of section 1 of said bill.

## AMENDMENT.

Number section 2 of said bill as number 1.

On motion of Mr. Hofer, the amendments were adopted.

Senate bill No. 13 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Daly, Davis, Dunn, Gates, Gowdy, Guild, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Myers, Patterson, Paxton, Scott, Sehlbrede, Shutrum, Stewart, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—45.

Nays—Messrs. David and Nealon—2.

Absent—Messrs. Beach, Burke, Conn, Curtis, Gurdane, Lyle, Mintie, Moorhead, Rinearson, Stanley, Smith of Clackamas, Smith of Josephine, and Wright—13.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Long, chairman of the committee on assessment and taxation, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 16, 1895.

*Mr. Speaker:*

Your committee on assessment and taxation, to whom was referred senate bill No. 8, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

J. M. LONG,  
Chairman.

The speaker announced that he was about to sign house joint memorial No. 10, and soon thereafter declared that he had signed the same.

Senate bill No. 8 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were —

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Daly, David, Davis, Dunn, Gowdy, Guild, Hillegas, Hofer, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Mintie, Myers, Nealon, Patterson, Scott, Sehlbrede, Shutrum, Stewart, Smith of Polk, Smith of Linn, Thompson, Tigard, Wright, Young, and Mr. Speaker — 43.

Nays — None.

Absent — Messrs. Beach, Burke, Burleigh, Conn, Curtis, Gates, Gurdane, Hope, Lyle, Moorhead, Paxton, Rinearson, Stanley, Smith of Clackamas, Smith of Josephine, Templeton, and Yates — 17.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 22, 1895.

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house

bill No. 142, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

Mr. Hofer was called to the chair by the speaker.

Mr. Barkley demanded a call of the house.

The roll was called and all the members were present, except Messrs. Boothby, Bridges, Cardwell, Cole, Conn, Curtis, Daly, Dunn, Guild, Gurdane, Hillegas, Keyt, Long, Lyle, Moorhead, Patterson, Rinearson, Stanley, Smith of Clackamas, Smith of Josephine, Wright, and Mr. Speaker.

On motion of Mr. Craig, further proceedings under call of the house were dispensed with.

Senate bill No. 192 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Mintie, Myers, Nealon, Paxton, Scott, Sehlbrede, Shutrum, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Yates, and Young—48.

Nays—None.

Absent—Messrs. Cardwell, Conn, Gates, Gurdane, Lyle, Moorhead, Patterson, Rinearson, Stanley, Smith of Josephine, Wright, and Mr. Speaker—12.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. McCracken moved that the rules be suspended and that senate bill No. 169 be read third time now.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, and Young—55.

Nays—None.

Absent—Messrs. Conn, Gurdane, Stanley, Wright, and Mr. Speaker—5.

So the rules were suspended and the bill was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burleigh, Calvert, Cardwell, Cleeton, Cole, Coon, Craig, Curtis, Daly, David, Dunn, Gates, Gowdy, Guild, Hillegas, Hofer, Keyt, Lester, Long, McCracken, McGreer, Myers, Patterson, Paxton, Scott, Sehlbrede, Stewart, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Yates, and Mr. Speaker—41.

Nays—Messrs. Cooper, Davis, Hope, Huffman, Jeffrey, Nealon, Shutrum, and Young—8.

Absent—Messrs. Burke, Conn, Gurdane, Lyle, Mintie, Moorhead, Rinearson, Stanley, Smith of Clackamas, Smith of Josephine, and Wright—11.

So the bill passed.

There being to objection, the title of the bill was ordered to stand as the title of the act.

Mr. Long, chairman of the committee on assessment and taxation, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 14, 1895. }

*Mr. Speaker:*

Your committee on assessment and taxation, to whom was referred senate bill No. 14, beg leave to report that we have had the same under consideration, and respectfully report it back to the house without recommendation.

J. M. LONG,  
Chairman.

Mr. Davis, chairman of the special committee, to whom was referred senate bill No. 68, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 22, 1895. }

*Mr. Speaker:*

Your special committee, to whom was referred senate bill No. 68, beg leave to report that we have had the same under con-

sideration, and respectfully report it back to the house with the recommendation that it do pass.

E. J. DAVIS,  
Chairman.

Mr. Long, a minority of the special committee, to whom was referred senate bill No. 68, submitted the following report:—

#### MINORITY REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 22, 1895. }

*Mr. Speaker:*

The undersigned, a minority of your special committee, to whom was referred senate bill No. 68, has duly considered said bill and recommend that the following amendments thereto be adopted:

#### AMENDMENT.

After the word "ordered," in line seven of section 1, insert the words "and all the freight charges and other charges provided by this act to be paid have been tendered or paid."

#### AMENDMENT.

Add to section 6 the following proviso: "*provided*, the said company, corporation, or person, owning or operating the said road, shall not be liable for any of the penalties provided by this act for failing, neglecting, or refusing to furnish cars or transport such freight, when such failure to furnish or transport was caused by reason of any delays by fires, floods, storms, or land or snow-slides actually interfering in the operation of said road.

J. M. LONG.

Senate bill No. 14 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Buckman, Burleigh, Calvert, Cardwell, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Nealon, Patterson, Scott, Sehlbrede, Shutrum, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—46.

Nays—Messrs. Cleeton and Conn—2.

Absent—Messrs. Bridges, Burke, Gurdane, Lyle, Mintie, Moorhead, Myers, Paxton, Rinearson, Stanley, Smith of Josephine, and Wright—12.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that he has signed house joint memorial No. 10.

And the same is herewith returned to you.

WALTER SINCLAIR,  
Chief clerk.

Mr. Lester, chairman of the committee on fisheries and game, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 22, 1895. }

*Mr. Speaker:*

Your committee on fisheries and game, to whom was referred senate bill No. 175, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do pass.

C. F. LESTER,  
Chairman.

Mr. Paxton, chairman of the committee on judiciary, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 22, 1895. }

*Mr. Speaker:*

Your committee on judiciary, to whom was referred senate bill No. 31, beg leave to report that we have had the same under

consideration, and respectfully report it back to the house with the recommendation that it do pass.

O. F. PAXTON,  
Chairman.

Senate bill No. 31 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Myers, Patterson, Paxton, Scott, Sehlbrede, Shutrum, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker

leigh, Calvert, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Scott, Shutrum, Stewart, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, and Young—46.

Nays—Messrs. Boothby and Bridges—2.

Absent—Messrs. Conn, Gurdane, Lyle, Paxton, Rinearson, Sehlbrede, Stanley, Smith of Clackamas, Smith of Josephine, Wright, Yates, and Mr. Speaker—12.

So the bill passed.



Nays—Messrs. Barkley, Boothby, Buckman, Hofer, Scott, Sehlbrede, Smith of Linn, Tigard, and Yates—9.

Absent—Messrs. Beach, Burke, Burleigh, Cole, Gates, Gurdane, Lyle, Mintie, Moorhead, Stanley, Smith of Josephine, Smith of Polk, Wright, and Young—14.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Thompson moved that the rules be suspended and that senate bill No. 154 be read third time now and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Blundell, Boothby, Bridges, Buckman, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Myers, Nealon, Patterson, Paxton, Scott, Sehlbrede, Shutrum, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Barkley, Beach, Burke, Burleigh, Gurdane, Moorhead, Rinearson, Stanley, and Wright—9.

So the rules were suspended and the bill read third time and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Blundell, Bridges, Buckman, Burke, Calvert, Cardwell, Conn, Coon, Cooper, Curtis, Daly, David, Davis, Dunn, Gault, Hays, Jaffee, Kent, Lester, Lane, Minter, Moore,

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 20, 1895. }

*Mr. Speaker :*

The joint committee, appointed under house concurrent resolution No. 22, to investigate the management and condition of the penal, reformatory, and charitable institutions of the state, beg leave to report that the duty assigned to the committee has been discharged, and we submit statements as we found the several institutions we investigated, viz., orphans' home, Portland; baby home, Waverly Addition to the city of Portland; Magdalene home, Portland; boys' and girls' aid society, Portland; refuge home, Portland; state reform school, Marion county; school for deaf-mutes, Salem; state insane asylum, state penitentiary, and blind school.

Our visits were made at times when we were not expected, and we found everything without exception in each institution orderly and well kept.

PORTLAND ORPHANS' HOME.

This institution was organized in 1867. It is under the management of the Ladies' Relief Society of Portland. The home is on a block of ground on Corbett and Lane streets, in the southern part of the city, which was donated by Mr. Villard. The building is a two-story frame, attic, and basement. The rooms are large, airy, well heated by furnace, lighted, and well adapted for the purpose for which they are used. The capacity of the home is one hundred. They now have ninety children—forty-two boys and forty-eight girls. There are seven employés, the matron, three nurses, one sewing woman, and one laundryman. The matron, Mrs. Woods, who has been in charge for nineteen years, thoroughly understands the work she has in hand, and we found everything orderly and neat. Mrs. Woods kindly showed us through every nook and corner, from the numerous playhouses in the attic, inhabited by whole families of dolls, small farms, etc., to the well filled storerooms in the basement. Mrs. Woods said: "So many children are brought here and never called for, never inquired after; in fact, deserted. Our price for the care of children, when parents are able to pay, is eight dollars per month, but we are always glad for any amount which they can pay. As long as the parents are contributing towards the support of their children, it is easier to keep track of their parents, and in after years assist the children to trace them up." The Ladies' Relief Society do all in their power for the comfort and

care of these homeless children, who come from all parts of the state and some from adjoining states. Most of them are brought voluntarily by the parents, who are too poor to make a home for them, or who are working and are willing to pay something for their support. As soon as the children are of school age, they are sent to the public school, and as soon as possible permanent homes are found for them. The home has an endowment fund of thirty-five thousand dollars. The last eight years they have received from the state four thousand dollars, five thousand dollars, three thousand dollars, and five thousand dollars, respectively. The last appropriation from the state was in July, 1893. Many donations are received from the general public, but at the present time there is little or nothing in the treasury. They are often compelled to borrow. Mr. Ladd and Mr. Failing have at different times kindly loaned this institution money without interest. Their schoolbook bills average from twenty-five to thirty dollars per year. A record is kept of all children received, parentage, age, names, etc., and disposition made of the children.


Christian Temperance Union of Portland and is situated at No. 249 East Second street. Mrs. Riggs is superintendent. It is an institution to provide a home for fallen girls, who show a disposition to reform. It is supported mostly by subscription. The state has given two thousand five hundred dollars annually for the past four years. The matron informed us that their family consisted of nine girls and one in the hospital. The matron said that "most of those who came only wanted an opportunity to do right; that they knew nothing of work or how to do it. They are taught housework and sewing, and, for a time, had a few hours study each day. The girls require good influence. We find a few incorrigible. In four years' time we have cared for over four hundred girls. Out of that number about fifteen have run away and all but three have come back. We have no trouble whatever in governing them."

#### BABY HOME.

This is an institution to provide a home for motherless and neglected babies. This home is located in Waverly Addition to the city of Portland, on the Richmond car line, on a tract of land donated for this purpose by Mr. J. W. Kern. The expenses are defrayed principally by voluntary contribution. They have a three-story frame building. The house is a suitable one for the purpose for which it is used. The building is heated by hot water, well ventilated, airy, and light. A physician gives her services free, calls regularly every other day when necessary. The home seems well managed in every way. They now have in their care twenty-five babies, ranging from three months to three years. None are taken under three months, and they are not kept longer than three years, when they are turned over to the orphans' home. They have received some state aid, their support being mostly from private sources. Babies are received from all parts of the state. The institution is entirely out of debt. Everything is new and looks pleasant and healthy. Five nurses are employed. The expenses range from three hundred to three hundred and fifty dollars per month.

#### MAGDALENE HOME.

The Magdalene home, situated on East Twentieth, between Hoyt and Irving streets, is under the control and management of the Roman Catholic Sisters of the Order of the Good Shepherd. It is an institution for fallen and incorrigible girls. At present there are twenty-four inmates, the eldest being nineteen years of age, the youngest fourteen, and four babies. A school is conducted in the building. The girls are educated and furnished



with homes when reformed. The institution has received some state aid but is supported principally from the order. The property was bequeathed the order for this purpose by a Catholic father. Everything about the institution had an air of neatness

furnish it with laundry, blacksmith shop, carpenter tools, shoe shop, more complete tailor shop, laundry dryroom, etc. They must also have a bakery, hospital, better fire protection by connecting with the large tank, more and better farm teams, machinery, cows, sheep, etc., and better fences and roads so as to make more economical use of their farming and gardening lands. They need, also, some books suitable for boys with which to start a library. They need, also, spring water for domestic purposes, for their only present supply is from Mill creek, which is the cause of much fever during the summer months among the boys.

We consider these things necessities. They will add to the efficiency of the institution for the purpose for which it is maintained, and to its economical conduct. This latter fact is fully evidenced by the statement to the board of the superintendent, that, with these additions, the school can be conducted for the next biennial term on the same appropriation as for the last, although the average attendance will surely be twice as large. This is eighteen thousand dollars a year, or thirty-six thousand dollars for two years, and with one hundred and fifty boys, will make the per capita expense as low as the average throughout the land, which we consider very creditable for an institution so young. With these additions mentioned, and with an economical, working, pushing administration, the per capita expense will soon be the lowest of any school in the land, and with the training and keeping of the boys as well attended to as in the best institutions. These are the reasons why we consider these demands modest. Give the boys the best things to work with and they will more nearly support themselves now and hereafter.

We find the officers very kind and painstaking with the boys. The boys work four hours every working day and go to school four hours. The school is like a regular graded public school. We find the boys under good moral training. The officers, by precept and example, pay great attention to the moral and religious training of those under their charge. They have Sunday school and church every Sunday, and prayer and temperance meeting on two separate evenings of every week. Being kept in such an atmosphere, the boys, being like all other people largely influenced by their surroundings and creatures of habit, become better by the very force of circumstances. We consider the discipline almost perfect. There is no indication of laxness or negligence in any quarter, but there is a satisfaction shown in the bright faces and happy demeanor of the boys indicating that it is tempered with lovingkindness.

We wish to dwell upon the necessity of better fire protection for this valuable property. It is almost without such protection, and this should have immediate attention.

Mr. Hendricks, superintendent in charge, and his assistants were courteous and attentive in showing us about the place. We were very much pleased with the appearance and conduct of everything.

OREGON STATE INSANE ASYLUM.

At the Oregon state insane asylum we patiently and thoroughly inspected the asylum in its every department as far as time would permit. We were informed there are one thousand and six patients at present, divided among twenty-six wards, including those at Cottage Farm, five miles from the main building.

structed in the back yards of the asylum for use, especially in the summer season when these yards are occupied by the patients for recreation and outdoor exercises. These could be substantially built for two hundred dollars.

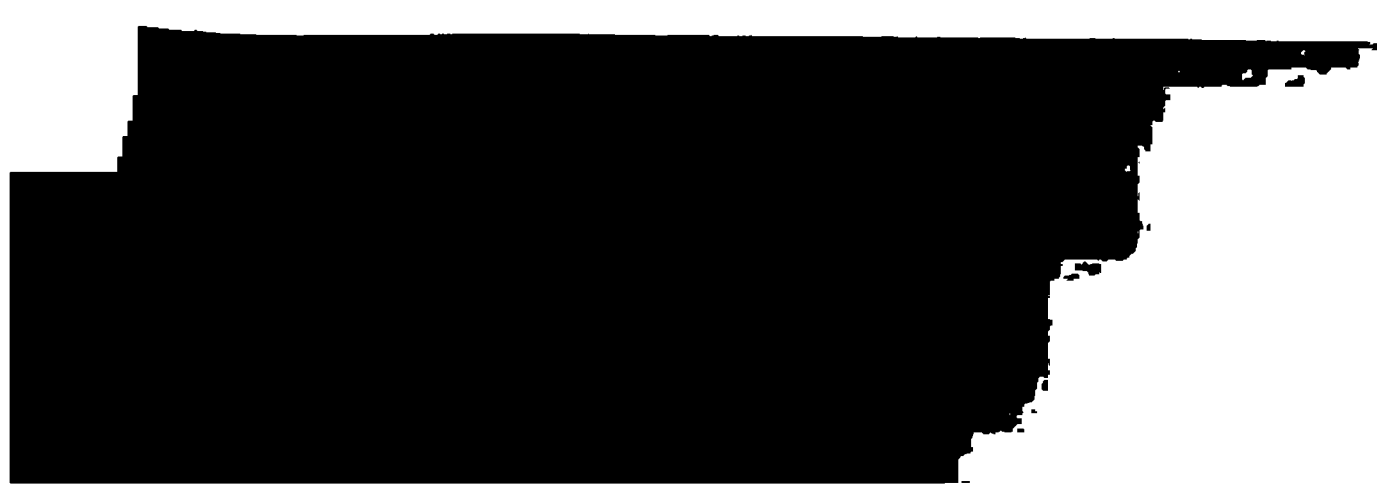
An elevator should be placed in the administration or center building. The second and third floors each accommodate about three hundred patients and employes, besides a lesser number on the fourth floor, and a saving of health, strength, and time could be made thereby. The women, especially, are worn and injured by such climbing of stairs, to the detriment of their health. Cost, one thousand dollars.

A telephone system to the several wards and departments would simplify and facilitate business, and keep the scattered parts of this extensive institution more closely in hand, the desirability of which is self-evident. A sufficient number of telephones could be bought outright for five hundred dollars.

Dr. L. L. Rowland, superintendent, and Dr. W. T. Williamson, assistant, gave us every opportunity to examine the workings of the institution. The grounds and buildings were scrupulously neat and well kept. The patients seemed to be endeared to these gentlemen, one of the best evidences that they are pleased with their treatment.

#### OREGON STATE PENITENTIARY.

At the Oregon state penitentiary we found the building in good repair, but a new system for heating the building must be added, as the boiler and heating apparatus now in use are almost worthless and will not last through another winter. The superintendent, Hon. G. S. Downing, will report other improvements needed to the committee on ways and means. The penitentiary has three hundred and fifty-five inmates. The general health of the prisoners is good, only three in the hospital, and they have chronic diseases. The prisoners are well and warmly clothed and have plenty of bedding to keep them warm. They are well fed, three meals per day, of good wholesome food. The discipline is very good. The prisoners are obedient and punishment is now very seldom needed. One hundred and thirty-five work in the stove foundry and earn a small amount of money for themselves for good work, which some save and use to buy luxuries with, such as tobacco. The moral influence is good. They have one sermon and sometimes more per week. They have a good choir composed of prisoners and render some fine vocal music. The prison is certainly well managed. Everything is done systematically even to the smallest detailed duties of the officers and inmates, which are carried on each day with the same persistency.





Mr. H. H. Thompson, chief clerk, Messrs. J. W. Berry, warden, and J. H. Cavanaugh, assistant warden, were very courteous to

commodating themselves to their present surroundings in the old buildings, which are composed of five plain wooden structures destitute alike of convenience, safety, sightliness, or capacity for the number domiciled in them at present.

The school department is doing a noble work for such unfortunates as are received under its tuition. Mutes differ from other children in their untutored condition in this respect, viz., that they have no language, no means of communicating with their fellow beings other than by a few vague signs, and if left to remain in this untutored condition would sooner or later, if thrown upon their own responsibility, become proper wards of the state or a stumbling block in society. The discipline and instruction afforded by the school relieves them of this servitude, by giving them a good knowledge and use of the written English language, which is the key to all knowledge, and further usefulness in life. Those pupils possessing special adaptation are taught to read the lips and natural speech which to a mute is a rare accomplishment. The school at present also gives instruction in printing, broom-making, sewing, needlework, etc. As soon as appropriations will permit other industries, such as shoemaking, tailoring, carpentering, cabinet-work, or engraving, should be taught, and which in like institutions elsewhere are looked upon as among the essentials of school discipline.

The school, situated as it is, and receiving children from six to twelve years of age, is essentially a large family with the superintendent and matron at its head. Each little tot in the school represents a happy family at home, and who are anxiously concerned in the welfare of their little one in school, and in many cases several hundred miles away. The responsibility resting upon the management is at once apparent, and in no case should such an institution be put under the control of those who have not the proper sympathy for the deaf. The number of pupils enrolled the present term is sixty. There are probably twenty more children in the state eligible to school privileges. The school is divided into four classes, managed by as many teachers. It is estimated that it requires as much labor to teach six mutes as twenty hearing children. The mutes are as a class very quick to learn, and, after being educated, become respectable citizens, esteemed by the public at large.

The school is under the superintendency of Mr. J. B. Early, a gentleman well qualified for the position. By his humane and kind disposition he endears and attracts his pupils to a forgetful-

Mr. Templeton moved that the rules be suspended and that senate bill No. 139 be read third time now and placed on final passage.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Burleigh, Calvert, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Myers, Nealon, Patterson, Paxton, Scott, Sehlbrede, Shutrum, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—51.

Nays—None.

Absent—Messrs. Beach, Burke, Cardwell, Conn, Gurdane, Moorhead, Rinearson, Stanley, and Wright—9.

So the rules were suspended and the bill was read third time and placed on final passage.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Boothby, Bridges, Burke, Burleigh, Calvert, Cardwell, Cleeton, Coon, Cooper, Craig, Daly, David, Davis, Gowdy, Hofer, Jeffrey, Lester, Long, McGreer, Moorhead, Nealon, Patterson, Paxton, Scott, Shutrum, Stewart, Smith of Polk, and Mr. Speaker—31.

Nays—Messrs. Buckman, Conn, Dunn, Hope, Huffman, McCracken, Myers, Smith of Linn, Templeton, Thompson, Tigard, and Young—12.

Absent—Messrs. Blundell, Cole, Curtis, Gates, Guild, Gurdane, Hillegas, Keyt, Lyle, Mintie, Rinearson, Sehlbrede, Stanley, Smith of Clackmas, Smith of Josephine, Wright, and Yates—17.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The hour of 5 o'clock having arrived, the speaker declared the house adjourned.

R. E. MOODY,  
Chief clerk.

#### ————— EVENING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 22, 1895. }

The house was called to order at 7:30 o'clock p. m., pursuant to adjournment, by the speaker.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that senate bill No. 8 is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that senate bill No. 2 is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that senate bill No. 74 is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that senate bill No. 28 is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that senate bill No. 112 is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that senate bill No. 13 is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that senate bill No. 61 is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that senate bill No. 24 is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that senate bill No. 113 is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

The roll was called and all the members were present, except Messrs. Bridges, Conn, David, Lyle, Mintie, Stanley, and Smith of Josephine.

The speaker that announced he was about to sign senate bills Nos. 8, 2, 74, 28, 112, 13, 61, 24, and 113, and soon thereafter declared that he had signed the same.

Mr. Gates introduced house concurrent resolution No. 33.

## HOUSE CONCURRENT RESOLUTION NO. 33.

*Resolved by the House, the Senate concurring,* That on Saturday, February 23, 1895, at the hour of 11 o'clock a. m., the two houses meet in joint convention for the purpose of electing three railway commissioners, one state librarian, one fish and game protector, one food and dairy commissioner, three pilot commissioners, and one boatman at Astoria.

Mr. Paxton moved to amend by making the hour "4 o'clock p. m." instead of "11 o'clock a. m."

Mr. Cole moved to further amend by making the hour 7:30 o'clock p. m.

On motion of Mr. Cole, the amendment to the amendment was adopted.

On motion of Mr. Gates, the resolution as amended was adopted.

Mr. Cole, chairman of the special committee, appointed to inspect the state normal school, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 22, 1895. }

*Mr. Speaker:*

Your special committee, appointed to inspect the state normal school of Monmouth, Polk county, Oregon, beg leave to report that we have visited said school of Monmouth, and thoroughly

investigated the school and its financial condition. We found the school and its management excellent in every respect. We find that the moneys appropriated for the use of the institution have been carefully accounted for and economically expended.

The method of bookkeeping is simple and efficient; the different apartments were neat and comfortable as possible, under the circumstances of limited means and small school buildings.

The present method of heating the building is very defective and at the same time expensive. Your committee recommend an appropriation of not less than five thousand dollars for the purpose of heating the building by steam, and to do away with the stove system, which is injurious to the health and very expensive. Your committee are of the opinion that some of the classes are too large, there being as many as eighty pupils in some classes; we therefore recommend the addition of one more teacher. The desire for a higher education is very apparent, from the strenuous efforts exerted by the students to obtain it. The tone and discipline of the school at Monmouth is excellent and speaks well for the efficient staff of teachers and all connected with the school. The school is turning out very efficient teachers, which are sought after from all parts of the state.

Below you will find the financial condition of the state normal school of Monmouth, which is respectfully submitted.

## SESSION OF 1892-3.

## RECEIPTS.

|                                  | Amount.      |
|----------------------------------|--------------|
| Cash on hand July 12, 1892 ..... | \$ 659 46    |
| Tuition .....                    | 6,479 16     |
| Appropriation .....              | 17,582 75    |
| Diploma .....                    | 487 00       |
| Total receipts.....              | \$ 25,208 37 |

## EXPENDITURES.

|  | Amount.      |
|--|--------------|
| Deficiency in salaries 1891-2 .....    | \$ 4,084 50  |
| Deficiency in advertising 1891-2 ..... | 8 00         |
| Salaries for 1892-3 .....              | 11,625 00    |
| Notes and interest paid .....          | 5,533 66     |
| Insurance on building .....            | 288 00       |
| Wood .....                             | 248 27       |
| Janitor .....                          | 522 85       |
| Expenses of board .....                | 213 25       |
| Apparatus .....                        | 416 69       |
| Advertising .....                      | 653 70       |
| Salary of secretary two years .....    | 200 00       |
| Rent of rooms .....                    | 120 00       |
| Return of tuition .....                | 50 94        |
| Incidentals and repairs .....          | 764 49       |
| Total expense .....                    | \$ 24,729 35 |

SESSION OF 1893-4.

|                             | Amount.      |
|-----------------------------|--------------|
| Enrollment, 805.            |              |
| Total expense               | \$ 14,416 37 |
| Expense per capita          | 47 25        |
| Appropriation               | \$ 22,882 00 |
| Deficiency 1890-91, 1891-92 | 13,882 00    |
|                             | \$ 9,000 00  |

1893 — SECOND HALF-YEAR.

|              | Amount.     |
|--------------|-------------|
| Expenditures | \$ 7,413 00 |
| Receipts     | 3,700 00    |
| Deficiency   | \$ 3,713 00 |

1893 — 4.

|              | Amount.      |
|--------------|--------------|
| Expenditures | \$ 14,416 37 |
| Receipts     | 5,472 00     |
| Deficiency   | \$ 8,944 37  |

1894-5 — FIRST HALF.

|                                   | Amount.      |
|-----------------------------------|--------------|
| Expenditures                      | \$ 7,619 00  |
| Receipts                          | 2,750 00     |
| Deficiency                        | \$ 4,869 00  |
| Deficiency, 1893, first half-year | 3,713 00     |
| Deficiency, 1893-4                | 8,944 37     |
| Total deficiencies                | \$ 17,526 37 |
| Balance of appropriation          | 9,000 00     |
| Total deficiency                  | \$ 8,526 37  |

1893-4.

RECEIPTS

Of school from all sources from July 12, 1893, to July 12, 1894.

|                                      | Amount.      |
|--------------------------------------|--------------|
| Balance cash on hand from 1892-3     | \$ 487 10    |
| From tuition                         | 5,340 00     |
| From state, balance of appropriation | 4,800 00     |
| From diploma fees                    | 132 00       |
| Total receipts                       | \$ 10,759 10 |



EXPENSES.

|  | Amount. |
|--|---------|
|--|---------|

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 22, 1895. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house bill No. 283, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

Mr. Wright, chairman of the committee on ways and means, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 22, 1895. }

*Mr. Speaker:*

Your committee on ways and means, who have had under consideration the general appropriation for the state of Oregon, respectfully report the hereto attached bill, containing the appropriations necessary for the maintenance of the state government for the two ensuing years, and other special appropriations, with the recommendation that it do pass.

J. A. WRIGHT,  
Chairman.

Mr. Paxton moved that the house resolve itself into a committee of the whole for the purpose of considering house bill No. 382, the general appropriation bill.

The motion prevailed.

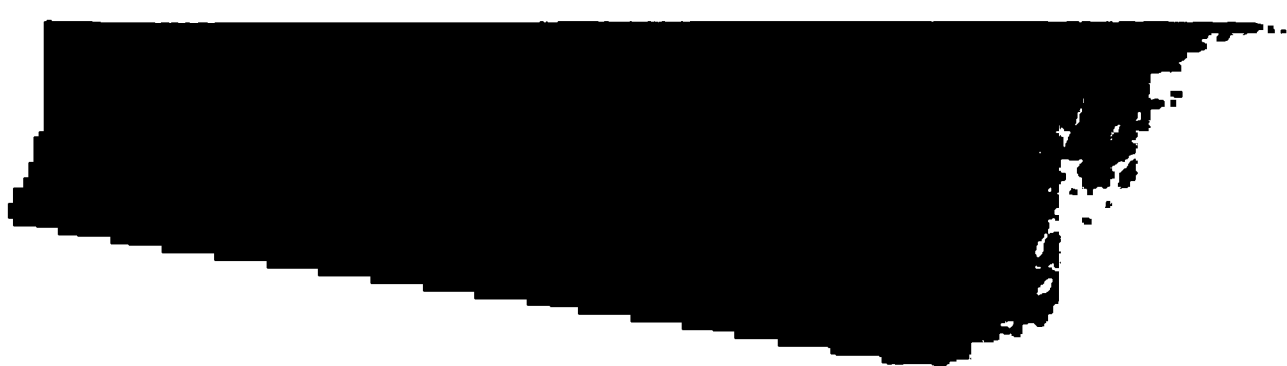
Speaker Moores called Mr. Paxton to the chair.

The house went into a committee of the whole for the consideration of the general appropriation bill.

The committee of the whole arose and the speaker resumed the chair.

On motion of Mr. Hofer, the house adjourned to 9:30 o'clock a. m. tomorrow.

R. E. MOODY,  
Chief Clerk.



*SATURDAY, FEBRUARY 23, 1895.*

998

SATURDAY FEBRUARY 23 1895

Mr. Hofer, chairman of the committee on revision and correction of journal, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 23, 1895. }

*Mr. Speaker:*

Your committee on revision and correction of journal, to whom was referred the journal of February 21st, beg leave to report that we have had the same under consideration, and respectfully

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE

SENATE CHAMBER.

1

bill

re.

bill

re.

bill

re.

bill

re.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that senate bill No. 23 is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed house bill No. 243.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has concurred in house concurrent resolution No. 33.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed house bill No. 375.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 22, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed house bill No. 321.

And the same is herewith returned to you for enrollment

S  
r  
l  
B  
S

l  
r  
B  
r

B  
l  
B  
-  
B  
B  
B  
r

commission to this legislature contains much information that will prove of value to intending immigrants if revised and published by authority of the state for free distribution; therefore, be it

*Resolved by the House, the Senate concurring,* That the treasurer of state be and is hereby directed to cause to be published twenty thousand copies of a revised edition of the report of the "Oregon world's fair commission" to this legislature, the said report when revised to contain information treating upon the resources, developed and undeveloped, of our fair state; the said report, when revised, to contain also illustrations of the Oregon exhibits at the world's fair.

*Resolved, further,* That the treasurer of state be and is hereby authorized to secure the services of some capable and competent person to perform the work of revision, and he, the said treasurer of state, is further directed to cause the said revised report to be distributed free and to the best advantage, to the end that the greatest benefit may redound to our state in directing the attention of those people abroad who are desirous of seeking profitable investment and future homes.

On motion of Mr. Myers, the resolution was adopted.

The following message was received from His Excellency, Governor Wm. P. Lord:—

#### MESSAGE FROM THE GOVERNOR.

STATE OF OREGON, EXECUTIVE DEPARTMENT, }  
SALEM, Oregon, }  
February 23, 1895. }

*To the Honorable the Speaker of the House:*

I am directed by the governor to inform you that he has approved and signed the following bill: House bill No. 283.

W. S. DUNIWAY,  
Private secretary.

The house desiring to go into committee of the whole, the speaker called to the chair Mr. Paxton, chairman of the committee of the whole.

The committee of the whole arose, and the speaker resumed the chair.

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 23, 1895. }

*Mr. Speaker:*

Your committee of the whole, to whom was referred house bill



No. 382, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with

3

1

3

,

,

,

,

-

,

,

.

.

,

.

## AMENDMENT.

Section 23½. That sections 4002, 4003, 4004, 4005, 4006, 4007, 4008, 4009, 4010, 4011, 4012, 4013, 4014, 4015, 4016, 4017, 4018, 4019, 4020, 4021, 4022, 4023, 4024, and 4025 of title I of chapter LXXIII of the miscellaneous laws of Oregon, as compiled and annotated by W. Lair Hill, and an act entitled "An act to increase the power and further define the duties of the board of railroad commissioners, in respect to the management, operation, and control of railroads, and the transportation of persons and property within the state of Oregon," filed in the office of the secretary of state February 20, 1891, be and the same are hereby repealed.

Mr. Gates moved the previous question.

The motion prevailed.

Messrs. Gates and Rinearson demanded the ayes and nays on the adoption of the amendment.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cleeton, Coon, Cooper, Craig, Curtis, Davis, Dunn, Gates, Guild, Gurdane, Hillegas, Hofer, Jeffrey, Keyt, McGreer, Moorhead, Nealon, Scott, Sehlbrede, Shutrum, Stewart, Smith of Polk, Smith of Linn, Templeton, Tigard, Yates, Young, and Mr. Speaker—37.

Nays—Messrs. Beach, Cole, Daly, David, Hope, Huffman, Long, McCracken, Mintie, Myers, Patterson, Paxton, Rinearson, Stanley, Smith of Josephine, Thompson, and Wright—17.

Absent—Messrs. Cardwell, Conn, Gowdy, Lester, Lyle, and Smith of Clackamas—6.

So the amendment was adopted.

Mr. Smith of Josephine offered the following amendment:—

## AMENDMENT.

Add the following section:

Section—. That all public offices are hereby abolished, including the senators and representatives, and all laws are hereby repealed, the constitution abrogated, and the ten commandments set at naught.

The amendment was lost.

Mr. Burke offered the following amendment:

## AMENDMENT.

Amend by striking out all of lines seventy-eight to eighty-seven, inclusive, page 4.

Mr. Burke moved the adoption of the amendment.

Mr. Hofer moved the previous question.

The motion prevailed.

Messrs. Bridges and Barkley demanded the ayes and nays on the adoption of the amendment.

On this question the roll was called and the vote was:

Those voting aye were —

Messrs. Beach, Buckman, Burke, Calvert, Cole, Davis, Gates, Hillegas, Hope, Long, Paxton, Stewart, Tigard, Yates, and Young — 15.

Nays—Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Burleigh, Cardwell, Cleeton, Coon, Cooper, Craig, Curtis, Daly, David, Dunn, Gowdy, Guild, Hofer, Huffman, Jeffrey, Lyle, McCracken, McGreer, Mintie, Myers, Nealon, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Smith of Clackamas, Smith of Josephine, Smith of Linn, Templeton, Thompson, Wright, and Mr. Speaker—38.

Absent—Messrs. Conn, Gurdane, Keyt, Lester, Moorhead, Patterson, and Smith of Polk—7.

So the amendment was lost.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 23, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that he has signed house bill No. 283. .

And the same is herewith returned to you.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 23, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that the senate has passed house bill No. 14.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

Mr. Tigard offered the following amendment to house bill No. 382.



**REPORT.**

**HOUSE OF REPRESENTATIVES,**  
**SALEM, Oregon,**  
**February 23, 1895.** }

***Mr. Speaker:***

Your committee on enrolled bills, to whom was referred house concurrent resolution No. 33, beg leave to report the same back to the house as correctly enrolled.

**H. V. GATES,**  
**Chairman**

Messrs. Gates and Yates demanded the ayes and nays on the motion

## REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 23, 1895. }

*Mr. Speaker:*

Your committee on resolutions, to whom was referred house resolution No. 33, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it be adopted.

J. M. LONG,  
Chairman.

On motion of Mr. Long, the report was adopted.

The speaker appointed as the committee under house resolution No. 30, Messrs. Moorhead and Blundell.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 23, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed house bill No. 122.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 23, 1895. }

*Mr. Speaker.*

I am directed by the president to inform you that the senate has passed house bill No. 325.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 23, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed house bill No. 317.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 23, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed house bill No. 92.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 23, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed house bill No. 348.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 23, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed house bill No. 116.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 23, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed house bill No. 27.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.



MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 23, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed house bill No. 45.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 23, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed house bill No. 380.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

Craig, Davis, Hofer, Hope, Jeffrey, Nealon, Scott, Stewart, and Tigard—14.

Absent—Messrs. Hillegas and Wright—2.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 23, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed house bill No. 53.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 23, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed house bill No. 228, with the following amendments:

AMENDMENT.

In line one of section 4, after the word "salary," strike out the words "which shall be fixed by the county court," and insert in lieu thereof "of two thousand four hundred dollars per annum."

AMENDMENT.

In section 10, line one, strike out "police" and insert in place thereof "municipal."

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

On motion of Mr. Patterson, the amendments were concurred in.

Mr. Long, chairman of the committee on resolutions, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 February 23, 1895. }

*Mr. Speaker:*

Your committee on resolutions, to whom was referred house joint resolution No. 12, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it be amended to read "ten" (10) instead of "six days," and that it, thus amended, do pass.

J. M. LONG,  
 Chairman.

On motion of Mr. Long, the report was adopted.

Mr. Long, chairman of the committee on resolutions, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
 SALEM, Oregon, }  
 January 25, 1895. }

*Mr. Speaker:*

Your committee on resolutions, to whom was referred house concurrent resolution No. 1, beg leave to report that we have had the same under consideration, and respectfully report it back to the house with the recommendation that it do not pass, for the reason each house has controlled its own affairs.

J. M. LONG,  
 Chairman.

On motion of Mr. Long, the report was adopted.

Senate bill No. 7 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cardwell, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Keyt, Lester, Long, Lyle, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker—56.

Nays—Messrs. Cleeton, Jeffrey, and Stewart—3.

Absent—Mr. Wright—1.

So the bill passed.

There being to objection, the title of the bill was ordered to stand as the title of the act.

#### JOINT CONVENTION.

The joint convention of February 23, 1895, was called to order at 12 o'clock m. by the president of the senate, Hon. Joseph Simon.

The chief clerk of the senate called the roll of the senate and all the senators were present, except Senator Beckley.

The chief clerk of the house called the roll of the house and all the representatives were present.

There being no objection, the reading of the journal of the proceedings of the joint convention of yesterday, the 22d instant, was dispensed with.

Senator Cogswell moved that the joint convention take eight ballots before adjourning, unless a choice for senator was made sooner, and that the joint convention do then take a recess until until 7:30 o'clock p. m.

The motion prevailed.

The president announced that as no person had received a majority of all the votes cast for United States senator for Oregon in the joint convention of yesterday, the 22d instant, there had been no election, and directed the calling of the roll of the joint convention for the purpose of voting for United States senator.

The roll was called, and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Beach, Blundell, Bridges, Brownell, Calbreath, Calvert, Cardwell, Carter, Cleeton, Conn, Daly, David, Dawson, Denny, Gesner, Gowan, Gowdy, Long, Maxwell, McCracken, McGinn, McGreer, Moorhead, Myers, Paxton, Price, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Templeton, Thompson, Woodard, and Mr. President—38.

Those voting for Hon. J. H. Raley were: Messrs. Butler, Cogswell, Huston, McAlister, Smith of Sherman, and Smith of Clatsop—6.

Those voting for Hon. H. Beckley were: Mr. Raley—1.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vandenburg, and Young—10.

Those voting for Hon. Geo. H. Williams were: Messrs. Alley, Baker, Barkley, Boothby, Burke, Cole, Coon, Cooper, Craig, Curtis, Davis, Dunn, Gates, Guild, Gurdane, Hillegas, Hofer, Hope, Johnson, Keyt, Lester, Lyle, McClung, Patterson of Grant, Rinearson, Scott, Smith of Linn, Tigard, Wright, Yates, and Mr. Speaker—31.

Those voting for Hon. C. W. Fulton were: Mr. Mintie—1.

Those voting for Hon. J. B. Waldo were: Mr. Hobson—1.

Those voting for Hon. Wm. P. Lord were: Mr. Patterson of Marion—1.

Absent—Mr. Beckley—1.

Total number of votes cast—89.

The president announced that as no person had received a majority of all the votes cast there had been no election, and directed that the roll of the joint convention be called for the purpose of taking a second ballot.

The roll was called, and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Beach, Blundell, Bridges, Brownell, Calbreath, Calvert, Cardwell, Carter, Cleeton, Conn, Daly, David, Dawson, Denny, Gesner, Gowan, Gowdy, Long, Maxwell, McCracken, McGinn, McGreer, Moorhead, Myers, Paxton, Price, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Templeton, Thompson, Woodard, and Mr. President—38.

Those voting for Hon. Wm. Galloway were: Messrs. Butler, Cogswell, Huston, McAlister, Raley, Smith of Sherman, and Smith of Clatsop—7.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vanderburg, and Young—10.

Those voting for Hon. Geo. H. Williams were: Messrs. Alley, Baker, Barkley, Boothby, Burke, Cole, Coon, Cooper, Craig, Curtis, Davis, Dunn, Gates, Guild, Gurdane, Hillegas, Hofer, Hope, Johnson, Keyt, Lester, Lyle, McClung, Patterson of Grant, Rinearson, Scott, Smith of Linn, Tigard, Wright, Yates, and Mr. Speaker—31.

Those voting for the Hon. J. B. Waldo were: Mr. Hobson—1.

Those voting for Hon. Wm. P. Lord were: Mr. Patterson of Marion—1.

Those voting for Hon. C. W. Fulton were: Mr. Mintie—1.

Absent—Mr. Beckley—1.

Total number of votes cast—89.

The president announced that as no person had received a majority of all the votes cast there had been no election, and directed that the roll of the joint convention be called for the purpose of taking a third ballot.

The roll was called, and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Beach, Blundell, Bridges, Brownell, Calbreath, Calvert, Cardwell, Carter, Cleeton, Coun, Daly, David, Dawson, Denny, Gesner, Gowan, Gowdy, Long, Maxwell, McCracken, McGinn, McGreer, Moorhead, Myers, Paxton, Price, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Templeton, Thompson, Woodard, and Mr. President—38.

Those voting for Hon Wm Galloway were: Messrs Butler

Those voting for Hon. C. W. Fulton were: Messrs. Lyle and Mintie—2.

Absent—Mr. Beckley—1.

Total number of votes cast—89.

The president announced that as no person had received a majority of the votes cast there had been no election, and directed that the roll of the joint convention be called for the purpose of taking a fifth ballot.

The roll was called, and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Beach, Blundell, Bridges, Brownell, Calbreath, Calvert, Cardwell, Carter, Cleeton, Conn, Daly, David, Dawson, Denny, Gesner, Gowan, Gowdy, Long, Maxwell, McCracken, McGinn, McGreer, Moorhead, Myers, Paxton, Price, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Templeton, Thompson, Woodard, and Mr. President—38.

Those voting for Hon. Wm. Galloway were: Messrs. Butler, Cogswell, Huston, McAlister, Raley, Smith of Sherman, and Smith of Clatsop—7.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vanderburg, and Young—10.

Those voting for Hon. Geo. H. Williams were: Messrs. Alley, Baker, Barkley, Boothby, Burke, Cole, Coon, Cooper, Craig, Davis, Dunn, Gates, Guild, Gurdane, Hillegas, Hofer, Hope, Johnson, Keyt, Lester, McClung, Patterson of Grant, Rinearson, Scott, Smith of Linn, Tigard, Wright, Yates, and Mr. Speaker—29.

Those voting for Hon. J. B. Waldo were: Mr. Hobson—1.

Those voting for Hon. Wm. P. Lord were: Mr. Patterson of Marion—1.

Those voting for Hon. C. W. Fulton were: Messrs. Curtis, Lyle, and Mintie—3.

Absent—Mr. Beckley—1.

Total number of votes cast—89.

The president announced that as no person had received a majority of all the votes cast there had been no election, and directed that the roll of the joint convention be called for the purpose of taking a sixth ballot.

The roll was called, and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Beach, Blundell, Bridges, Brownell, Calbreath, Calvert, Cardwell, Carter, Cleeton, Conn, Daly, David, Dawson, Denny, Gesner, Gowan, Gowdy, Long, Maxwell, McCracken, McGinn, McGreer, Moorhead, Myers, Paxton, Price, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Templeton, Thompson, Woodard, and Mr. President—38.

Those voting for Hon. Wm. Galloway were: Messrs. Butler, Cogswell, Huston, McAlister, Raley, Smith of Sherman, and Smith of Clatsop—7.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vanderburg, and Young—10.

Those voting for Hon. Geo. H. Williams were: Messrs. Alley, Baker, Barkley, Boothby, Burke, Cole, Coon, Cooper, Craig, Davis, Dunn, Gates, Guild, Gurdane, Hillegas, Hofer, Hope, Johnson, Keyt, Lester, McClung, Patterson of Grant, Rinearson, Scott, Smith of Linn, Tigard, Wright, Yates, and Mr. Speaker—29.

Those voting for Hon. J. B. Waldo were: Mr. Hobson—1.

Those voting for Hon. Wm. P. Lord were: Mr. Patterson of Marion—1.

Those voting for Hon. C. W. Fulton were: Messrs. Curtis, Lyle, and Mintie—3.

Absent—Mr. Beckley—1.

Total number of votes cast—89.

The president announced that as no person had received a majority of all the votes cast there had been no election, and directed that the roll of the joint convention be called for the purpose of taking a seventh ballot.

The roll was called, and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Blundell, Bridges, Brownell, Calbreath, Calvert, Cardwell, Carter, Cleeton, Conn, Daly, David, Dawson, Denny, Gesner, Gowan, Gowdy, Long, Maxwell, McCracken, McGinn, McGreer, Moorhead, Myers, Paxton, Price, Sehlbrede, Shutrum, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Templeton, Thompson, Woodard, and Mr. President—36.

Those voting for Hon. Wm. Galloway were: Messrs. Butler, Cogswell, McAlister, and Smith of Clatsop—4.

Those voting for Hon. Geo. Chamberlain were: Messrs. Huston, Raley, and Smith of Sherman—3.

Those voting for Hon. W. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vanderburg, and Young—10.

Those voting for Hon. George Rinearson were: Mr. Beach—1.

Those voting for Hon. Geo. H. Williams were: Messrs. Alley, Baker, Barkley, Boothby, Burke, Cole, Coon, Cooper, Craig, Davis, Dunn, Gates, Guild, Gurdane, Hillegas, Hofer, Hope, Johnson, Keyt, Lester, McClung, Patterson of Grant, Scott, Smith of Linn, Tigard, Wright, Yates, and Mr. Speaker—28.

Those voting for Hon. J. B. Waldo were: Mr. Hobson—1.

Those voting for Hon. Wm. P. Lord were: Messrs. Patterson of Marion and Smith of Clackamas—2.



Those voting for Hon. C. W. Fulton were: Messrs. Lyle, Curtis, and Mintie—3.

Those voting for Hon. S. C. Beach were: Mr. Rinearson—1.

Absent—Mr. Beckley—1.

Total number of votes cast—89.

The president announced that as no person had received a majority of all the votes cast there had been no election, and directed that the roll of the joint convention be called for the purpose of taking an eighth ballot.

The roll was called, and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Beach, Blundell, Bridges, Brownell, Calbreath, Calvert, Cardwell, Carter, Cleeton, Conn, Daly, David, Dawson, Denny, Gesner, Gowdy, Long, Maxwell, McCracken, McGinn, McGreer, Moorhead, Myers, Paxton, Price, Sehlbrede, Shutrum, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Templeton, Thompson, Woodard, and Mr. President—36.

Those voting for Hon. C. A. Cogswell were: Mr. Butler—1.

Those voting for Hon. Geo. Chamberlain were: Messrs. Cogswell, Huston, McAlister, and Smith of Clatsop—4.

Those voting for Hon. Wm. Galloway were: Mr. Smith of Sherman—1.

Those voting for Hon. J. K. Weatherford were: Mr. Raley—1.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vanderburg, and Young—10.

Those voting for Hon. Geo. H. Williams were: Messrs. Alley, Baker, Barkley, Boothby, Burke, Cole, Coon, Cooper, Craig, Davis, Dunn, Gates, Guild, Gurdane, Hillegas, Hofer, Hope, Johnson, Keyt, Lester, McClung, Patterson of Grant, Rinearson, Scott, Smith of Linn, Tigard, Wright, Yates, and Mr. Speaker—29.

Those voting for Hon. S. A. Lowell were: Mr. Gowan—1.

Those voting for Hon. J. B. Waldo were: Mr. Hobson—1.

Those voting for Hon. Wm. P. Lord were: Messrs. Patterson of Marion and Smith of Clackamas—2.

Those voting for Hon. C. W. Fulton were: Messrs. Curtis, Lyle, and Mintie—3.

Absent—Mr. Beckley—1.

Total number of votes cast—89.

The president announced that as no person had received a majority of all the votes cast there had been no election.

The joint convention thereupon took a recess till 7:30 o'clock p. m.

Mr. Baker moved that the house adjourn to 2:30 o'clock p. m.

Mr. Paxton moved to amend to 3 o'clock p. m.

Mr. Cole moved to further amend by making it 5 o'clock p. m.  
The amendment to the amendment was lost.

The amendment was adopted.

The motion as amended was adopted, and the house stood adjourned to 3 o'clock p. m.

R. E. MOODY,  
Chief clerk.

### AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 23, 1895. }

The house was called to order at 3 o'clock p. m., pursuant to adjournment, by the speaker.

The roll was called and all the members were present, except Messrs. Beach, Burke, Cardwell, Conn, Gates, Gowdy, Lyle, Myers, Patterson, Paxton, Smith of Josephine, and Wright.

### MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
SALEM, Oregon, }  
February 23, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed house bill No. 42.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

### MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
SALEM, Oregon, }  
February 23, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed house bill No. 401.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 23, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed house bill No. 126.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 23, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that he has signed house concurrent resolution No. 33.

And the same is herewith returned to you.

WALTER SINCLAIR,  
Chief clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 23, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed house bill No. 384.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 23, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed house bill No. 251.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 23, 1895. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house bill No. 243, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 23, 1895. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house bill No. 321, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

The speaker announced that he was about to sign house bills Nos. 243 and 321, and soon thereafter declared that he had signed the same.

The speaker named as the committee under house joint resolution No. 14, Messrs. Paxton, Wright, and Gates.

The speaker named as the committee under house joint resolution No. 15, Messrs. Paxton, Sehlbrede, and Smith of Josephine.

Senate bill No. 68 was called up by Mr. Smith of Josephine.

Mr. Long offered and moved the adoption of the following additional amendment:

AMENDMENT.

Insert after the word "track," in line seven, section 1, "which said line switch, siding, or incline shall be forever free to all persons alike, and all persons have equal facilities for shipping there; *provided*, said Oregon Railway and Navigation Company shall not be required to build more than one such switch, siding, or incline at either Celilo or The Dalles."

Mr. Hofer moved the previous question.

The motion prevailed.

Messrs. Long and Beach demanded the ayes and nays on the motion to adopt the amendment.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Cardwell, Cleeton, Long, Paxton, Rinearson, Sehlbrede, Thompson, Yates, and Mr. Speaker—9.

Nays—Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Coon, Cooper, Craig, Curtis, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Lester, McGreer, Mintie, Nealon, Patterson, Scott, Shutrum, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, and Tigard—38.

Absent—Messrs. Cole, Conn, Daly, Gates, Guild, Keyt, Lyle, McCracken, Moorhead, Myers, Stanley, Wright, and Young—13.

So the motion to adopt was lost.

The question then came up on adopting the minority report.

Messrs. Long and Hofer demanded the ayes and nays on adopting the minority report.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Cardwell, Cleeton, Lester, Long, Myers, Paxton, Rinearson, Sehlbrede, Thompson, Yates, and Mr. Speaker—11.

Nays—Messrs. Baker, Barkley, Beach, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Coon, Cooper, Craig, Curtis, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, McGreer, Mintie, Moorhead, Nealon, Paxton, Scott, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Tigard, and Wright—38.

Absent—Messrs. Blundell, Cole, Conn, Daly, Gates, Guild, Keyt, Lyle, McCracken, Smith of Clackamas, and Young—11.

So the motion to adopt the minority report was lost.

The majority report was adopted.

Mr. Coon demanded a call of the house.

On this the roll was called and Messrs. Beach, Cole, Conn, Gates, Guild, Jeffrey, Keyt, Long, Lyle, McCracken, Mintie, Moorhead, Myers, Paxton, Rinearson, Sehlbrede, Thompson, Wright, and Young—19.

Mr. Hofer moved that further proceedings under call of the house be dispensed with.

The motion prevailed.

# REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 23, 1895.

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house

bill No. 375, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 23, 1895. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house bill No. 325, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 23, 1895. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house bill No. 116, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 23, 1895. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house bill No. 317, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 23, 1895. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house bill No. 92, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 23, 1895. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house bill No. 53, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 23, 1895. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house bill No. 380, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

Mr. Hofer moved that the rules be suspended and that senate bill No. 68 be placed on final passage.

The motion prevailed.

Senate bill No. 68 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were —

Messrs. Baker, Barkley, Beach, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cleeton, Cole, Coon, Cooper, Craig, Curtis, David, Davis, Dunn, Gowdy, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Lester, McGreer, Nealon, Patterson, Scott, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Tigard, Yates, and Mr. Speaker—42.

Nays—Messrs. Cardwell and Daly—2.

Absent—Messrs. Conn, Gates, Guild, Keyt, Long, Lyle, McCracken, Mintie, Moorhead, Myers, Paxton, Rinearson, Sehlbrede, Thompson, Wright, and Young—16.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Speaker Moores was presented a testimonial from the officers and members of the house in the shape of a picture of the house members and officers, neatly framed, Mr. Cleeton making the presentation address in touching and feeling words.

Speaker Moores responded in appropriate words.

Mr. Hofer presented house resolution No. 51.

#### HOUSE RESOLUTION NO. 51.

*Resolved*, That O. F. Paxton be and he hereby is elected speaker *pro tem.* of this house to discharge the duties and exercise the powers of speaker of this house during any absence, illness, or disability of the speaker.

On motion of Mr. Hofer, the resolution was adopted.

Mr. Barkley demanded a call of the house.

The roll was called and all the members were present, except Messrs. Baker, Bridges, Burleigh, Cardwell, Cole, Conn, Coon, Craig, Davis, Guild, Huffman, Jeffrey, Long, Lyle, McCracken, Mintie, Rinearson, Sehlbrede, Smith of Clackamas, Templeton, Wright, and Yates.

On motion of Mr. Paxton, further proceedings under call of the house were dispensed with.

On motion of Mr. Paxton, the sergeant-at-arms was instructed to continue to search for and bring in absent members.

Senate bill No. 79 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were —

Messrs. Barkley, Beach, Blundell, Boothby, Buckman, Burke,



Calvert, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, Lyle, McCracken, McGreer, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Tigard, Young, and Mr. Speaker—51.

Nays—None.

Abent—Messrs. Baker, Bridges, Burliegh, Cardwell, Mintie, Smith of Clackmas, Thompson, Wright, and Yates—9.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 23, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that senate bill No. 7 is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 23, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that senate bill No. 226 is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

The speaker announced that he was about to sign senate bills Nos. 226 and 7, and house bills Nos. 92, 380, 375, 53, 325, 116, and 317, and soon thereafter declared that he had signed the same.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 23, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has concurred in house joint resolution No. 12.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 23, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that the senate has passed house bill No. 229.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

Mr. Beach moved that the house adjourn at 6 o'clock p. m.  
The motion prevailed.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 23, 1895. }

*Mr. Speaker.*

I am directed by the president to inform you that the senate has passed house bill No. 383, with the following amendment:

AMENDMENT.

Strike out lines thirty-two and thirty-three, page 1 of the engrossed bill, and insert in lieu thereof the following two lines: "to the extent of three million two hundred thousand dollars, and out of any surplus shall reimburse the city of Portland to the extent of fifteen thousand dollars to meet the interest on two hundred and fifty thousand dollars of the bonds known."

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

On motion of Mr. Burke, the amendment was adopted.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 23, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed house bill No. 342.

And the same is herewith returned to you for enrollment.

WALTER SINCLAIR,  
Chief clerk.

Senate bill No. 84 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Buckman, Burke, Calvert, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gowdy, Guild, Gurdane, Hofer, Hope, Huffman, Keyt, Lester, McCracken, McGreer, Myers, Nealon, Patterson, Paxton, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Linn, Templeton, Thompson, Tiggard, Yates, Young, and Mr. Speaker—45.

Nays—Mr. Jeffrey—1.

Absent—Messrs. Beach, Bridges, Burleigh, Cardwell, Cleeton, Gates, Hillegas, Long, Lyle, Mintie, Moorhead, Rinearson, Smith of Josephine, and Wright—14.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Cleeton, chairman of the committee appointed under house concurrent resolution No. 3, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 23, 1895. }

*Mr. Speaker:*

Your committee, appointed under house concurrent resolution No. 3, to examine the books and accounts of the board of commissioners for the sale of school and university lands have completed our labor, and beg leave to report as follows:

We have, with the assistance of competent accountants, pursued our investigation in as thorough manner as the time at our disposal would permit. The accounts for the lands sold have been carefully compared with the entries in the cashbook, and

also with the indorsements on the notes given for deferred payments, and the entries for cash sales with the consideration named in the deeds. We have carefully added all the columns of entries in the cashbook and compared the totals with entries in the ledger, and the credits in the ledger with the state treasurer's receipts, and these with duplicates on file in the office of the secretary of state. We have found the cash accounts absolutely correct and all moneys accounted for, the clerical work of said office well performed, and the system of accounts and general manner of conducting the business of the office to be plain, complete, and comprehensive, reflecting credit upon Mr. Geo. W. Davis, clerk of the board. We find the old school land tract books in bad condition and renew the recommendation of the committee of last session. We have also examined the applications to purchase state lands, and have found them to be in due form and in accordance with the requirements of law.

T. J. CLEETON,  
Chairman.

On motion of Mr. Cleeton, the report was adopted.  
Mr. Myers introduced house concurrent resolution No. 34.

#### HOUSE CONCURRENT RESOLUTION NO. 34.

*Resolved*, That the two clerks on the examination of the state treasurer and secretary of state books, accounts, vouchers, and reports be allowed the same compensation as the experts on these two committees in view of the fact that the labor performed by them was of the same nature, laborious, tedious, and exacting.

Mr. Myers moved the adoption of the resolution.

Messrs. Smith of Polk and Baker demanded the ayes and nays on the motion.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Boothby, Cole, Curtis, Myers, and Smith of Josephine—5.

Nays—Messrs. Baker, Beach, Blundell, Buckman, Burleigh, Calvert, Conn, Coon, Cooper, Craig, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hofer, Hope, Huffman, Jeffrey, Keyt, McCracken, McGreer, Mintie, Moorhead, Nealon, Paxton, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Templeton, Tigard, and Mr. Speaker—39.

Absent—Messrs. Barkley, Bridges, Burke, Cardwell, Cleeton, Hillegas, Lester, Long, Lyle, Patterson, Rinearson, Smith of Clackamas, Thompson, Wright, Yates, and Young—16.

The motion to adopt was lost.

Senate bill No. 237 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Barkley, Beach, Blundell, Bridges, Buckman, Burke, Burleigh, Calvert, Cole, Conn, Cooper, Craig, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hofer, Hope, Huffman, Jeffrey, Keyt, McCracken, Moorhead, Myers, Nealon, Paxton, Rinearson, Scott, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Wright, Young, and Mr. Speaker—41.

Nays—None.

Absent—Messrs. Baker, Boothby, Cardwell, Cleeton, Coon, Curtis, Daly, David, Hillegas, Lester, Long, Lyle, McGreer, Mintie, Patterson, Sehlbrede, Smith of Clackamas, Smith of Josephine, and Yates—19.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Gates moved that we reconsider the vote by which the house decided to adjourn at 6 o'clock p. m.

The motion was lost.

Mr. Thompson moved that the rules be suspended and that senate bill No. 161 be placed on final passage now.

The motion prevailed.

Senate bill No. 161 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Buckman, Burke, Burleigh, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, Davis, Dunn, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Keyt, Lester, Long, McCracken, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Young, and Mr. Speaker—45.

Nays—Messrs. Boothby, Bridges, and Tigard—3.

Absent—Messrs. Beach, Calvert, David, Gates, Jeffrey, Lyle, McGreer, Mintie, Moorhead, Smith of Clackamas, Wright, and Yates—12.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 126 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Buckman, Burke, Cardwell,

Craig, Curtis, Daly, Dunn, Gates, Gowdy, Gurdane, Hope, Lester, Long, Myers, Patterson, Paxton, Sehlbrede, Stanley, Stewart, Smith of Polk, Templeton, Thompson, Wright, and Mr. Speaker—27.

Nays—Messrs. Boothby, Bridges, Burleigh, Coon, Cooper, Hillegas, Jeffrey, McGreer, Nealon, Scott, Shutrum, Smith of Linn, Tigard, and Young—14.

Absent—Messrs. Blundell, Calvert, Cleeton, Cole, Conn, David, Davis, Guild, Hofer, Huffman, Keyt, Lyle, McCracken, Mintie, Moorhead, Rinearson, Smith of Clackamas, Smith of Josephine, and Yates—19.

So the bill failed to pass.

Mr. Sehlbrede moved that the rules be suspended and that senate bill No. 195 be placed on final passage.

The motion prevailed.

Senate bill No. 195 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Cardwell, Cole, Coon, Craig, Curtis, Daly, Davis, Dunn, Gates, Guild, Gurdane, Hillegas, Hofer, Hope, Keyt, Lester, Long, McGreer, Myers, Nealon, Paxton, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Young, and Mr. Speaker—41.

Nays—Messrs. Burleigh and Jeffrey—2.

Absent—Messrs. Calvert, Cleeton, Conn, Cooper, David, Gowdy, Huffman, Lyle, McCracken, Mintie, Moorhead, Patterson, Rinearson, Smith of Clackamas, Smith of Josephine, Wright, and Yates—17.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 23, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed house bill No. 342 with the following amendments:—

#### AMENDMENT.

In lines twenty-six, twenty-seven, and twenty-eight, page 1 of engrossed bill, so that it will read as follows: "In Josephine

county on the third Monday of April and the fourth Monday in in September."

#### AMENDMENT.

Also amend the bill in lines one, two, and three of page 2 of engrossed bill, so that it will read: "In Jackson county on the first Monday in April and the second Monday in September and the second Monday in December."

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

Mr. Gates introduced house resolution No. 53.

#### HOUSE RESOLUTION NO. 53.

*Resolved*, That the secretary of state be and he is hereby instructed to furnish to each member of the house one bound copy of the session laws and one bound copy of the house and senate journals of the eighteenth biennial session as soon as the same are printed.

On motion of Mr. Gates, the resolution was adopted.

Mr. Shutrum moved that the rules be suspended and that senate bill No. 241 be placed on final passage.

The motion prevailed.

Senate bill No. 241 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Calvert, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Lester, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Polk, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, Young, and Mr. Speaker—54.

Nays—None.

Absent—Messrs. Beach, Cardwell, Conn, Lyle, Smith of Clackamas, and Smith of Josephine—6.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Mr. Moores moved that the senate be requested to return senate concurrent resolution No. 18 to the house.

The motion prevailed.

Mr. Curtis moved that we reconsider the vote by which 6 o'clock was made the hour of adjournment.

The motion prevailed.

On motion of Mr. Curtis, the hour for adjournment was fixed at 6:30 o'clock p. m.

Mr. Long moved to reconsider the vote fixing 6:30 o'clock p. m. as the hour of hour of adjournment.

The motion prevailed.

On motion of Mr. Long, the house adjourned until 7 o'clock p. m.

R. E. MOODY,  
Chief clerk.

### EVENING SESSION.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 23, 1895. }

The house was called to order at 7 o'clock p. m., pursuant to adjournment, by the speaker.

The roll was called and all the members were present, except Messrs. Boothby, Bridges, Burleigh, Calvert, Cardwell, Cleeton, Conn, Cooper, Craig, Daly, Dunn, Gowdy, Gurdane, Hofer, Lester, Lyle, McCracken, Patterson, Paxton, Shutrum, Stewart, Smith of Clackamas, Smith of Polk, and Thompson.

Mr. Barkley demanded a call of the house.

The roll was called, and a quorum was found to be present.

On motion of Mr. Long, further proceedings under call of the house were dispensed with.

On motion of Mr. Gates, the doorkeeper was instructed to employ necessary assistance to keep the passageways at the doors clear.

### MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
SALEM, Oregon, }  
February 23, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that he has signed house bill No. 317.

And the same is herewith returned to you.

WALTER SINCLAIR,  
Chief clerk.



MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 23, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that he has signed house bill No. 375.

And the same is herewith returned to you.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 23, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that he has signed house bill No. 325.

And the same is herewith returned to you.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 23, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that he has signed house bill No. 116.

And the same is herewith returned to you.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 23, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that he has signed house bill No. 53.

And the same is herewith returned to you.

WALTER SINCLAIR,  
Chief clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 23, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that he has signed house bill No. 380.

And the same is herewith returned to you.

WALTER SINCLAIR,  
Chief clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 23, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that he has signed house bill No. 92.

And the same is herewith returned to you.

WALTER SINCLAIR,  
Chief clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 23, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that he has signed house bill No. 243.

And the same is herewith returned to you.

WALTER SINCLAIR,  
Chief clerk.

The special committee appointed to visit the state university, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 18, 1895. }

*Mr. Speaker:*

Your special committee, appointed to visit the Oregon state university, located at Eugene, Oregon, respectfully submit the following report:



We have visited the university and examined into the workings of the various departments as thoroughly as the limited time at our disposal would permit, and do not hesitate to say the university is a credit to the state, and first-class in all respects. We find the buildings and grounds, and the rooms of the university neatly kept; the classes all conducted in a very systematic manner. There has been a new dormitory built during the past year. It is an excellent building, and speaks well for the economic way the money was expended. We find there is no flag over the building, and there has been none for the past term. An elegant flag has been donated to the institution by the Grand Army of the Republic, and we would recommend that the flag be raised each day. The gymnasium is well equipped and thoroughly supervised by a competent director. We find the instruction in all the different branches to be thorough and the attendance very good. We believe the appropriation made the last session has been wisely and judiciously expended, and speaks well for the financial management of the institution.

CLARENCE COLE.  
J. H. McCLUNG.

The special committee, appointed to investigate the state normal school at Weston, submitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February —, 1895. }

*Mr. Speaker:*

Your special committee, duly appointed, to inspect the state normal school at Weston, in eastern Oregon, beg leave to report that we have visited said school, and thoroughly investigated the school and its condition, and find the school and its management excellent in every respect. We find that moneys appropriated for the purpose of the institution have been carefully accounted for and economically expended. The method of bookkeeping is simple and efficient. The different departments visited were neat and comfortable under the circumstances of limited appropriations and small school buildings.

We recommend an appropriation be made of not less than three thousand dollars for the purpose of heating the building by steam. The present system of stoves is detrimental to the health of the students, and from an economical standpoint very expensive, therefore we recommend the use of steam as being essential for the health of the students and a great saving to the

state. Your committee are of the opinion the school of Weston is doing excellent work in the line of higher education, and redounds to the credit of its management and the good of the state of Oregon. Below is the tabulated report of the financial standing of the state normal school of Weston, which is respectfully submitted.

CLARENCE COLE.  
T. A. WRIGHT.

On motion of Mr. Cole, the report was adopted.

Mr. Lester moved that the rules be suspended and that senate bill No. 213 be placed on final passage now.

The motion prevailed.

Senate bill No. 213 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Blundell, Bridges, Buckman, Burke, Calvert, Cardwell, Cleeton, Cole, Conn, Coon, Cooper, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Gurdane, Keyt, Lester, Long, McGreer, Mintie, Moorhead, Myers, Patterson, Paxton, Scott, Sehlbrede, Stanley, Smith of Linn, Templeton, Tigard, Wright, Yates, Young, and Mr. Speaker—41.

Nays—Messrs. Burleigh, Huffman, Jeffrey, Hillegas, Nealon, and Stewart-- 6.

Absent—Messrs. Beach, Boothby, Craig, Guild, Hofer, Hope, Lyle, McCracken, Rinearson, Shutrum, Smith of Clackamas, Smith of Polk, and Smith of Josephine—13.

So the bill passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Mr. Gates, the doorkeeper was instructed to allow no more chairs or people within the bar.

The motion prevailed.

Senate bill No. 220 was read third time.

The question being, "Shall the bill pass?" the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Burleigh, Cardwell, Cleeton, Cole, Coon, Cooper, Craig, Curtis, Daly, David, Davis, Dunn, Gates, Gowdy, Guild, Gurdane, Hillegas, Hofer, Hope, Huffman, Jeffrey, Keyt, Long, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn,

Templeton, Thompson, Tigard, Yates, Young, and Mr. Speaker  
—54.

Nays—None.

Absent—Messrs. Calvert, Conn, Lester, Lyle, McCracken, and  
Wright—6.

So the bill passed.

There being no objection, the title of the bill was ordered to  
stand as the title of the act.

Mr. Gates introduced house resolution No. 54.

#### HOUSE RESOLUTION NO. 54.

*Resolved*, That the house of representatives of the eighteenth  
biennial session of the legislative assembly of the state of Ore-  
gon desires to express its hearty and unqualified approbation  
and appreciation of the able, fair, and impartial manner in which  
the speaker of this house, the Hon. Charles B. Moores, has dis-  
charged the arduous and important duties of his office, and the  
members of the house, by this resolution, express their apprecia-  
tion and thanks for the unvarying courtesy, patience, and kind-  
ness which he has at all times manifested to each one and all;  
and be it further

*Resolved*, That the resolution be spread on the journal of the  
house.

On motion of Mr. Gates, the resolution was adopted.

Mr. Paxton introduced house resolution No. 55.

#### HOUSE RESOLUTION NO. 55.

*Resolved*, That the chief clerk and journal clerk shall each  
assist the committee appointed under house resolution No. 33 to  
revise the journal, and that they shall be allowed pay at the  
same rate per day as allowed them for their service as clerks,  
respectively, during this session.

On motion of Mr. Paxton, the resolution was adopted.

Mr. Gates, chairman of the committee on enrolled bills, sub-  
mitted the following report:—

#### REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 23, 1895. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house

bill No. 382, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 23, 1895. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house bill No. 122, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 23, 1895. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house bill No. 42, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 23, 1895. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house bill No. 342, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 23, 1895. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house bill No. 27, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 23, 1895. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house bill No. 384, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 23, 1895. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house bill No. 126, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

**REPORT.**

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 23, 1895. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house bill No. 229, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

**REPORT.**



**REPORT.**

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 23, 1895. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house bill No. 383, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

**REPORT.**

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 23, 1895. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house bill No. 348, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

**REPORT.**

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 23, 1895. }

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house bill No. 254, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 23, 1895. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house joint memorial No. 7, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 23, 1895. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house bill No. 40, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
February 23, 1895. }

*Mr. Speaker :*

Your committee on enrolled bills, to whom was referred house bill No. 228, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

Mr. Gates, chairman of the committee on enrolled bills, submitted the following report:—

## REPORT.

HOUSE OF REPRESENTATIVES,  
SALEM, Oregon,  
February 23, 1895.

*Mr. Speaker:*

Your committee on enrolled bills, to whom was referred house bill No. 45, beg leave to report the same back to the house as correctly enrolled.

H. V. GATES,  
Chairman.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 23, 1895.

*Mr. Speaker:*

I am directed by the president to inform you that the senate has passed house bill No. 382 with the following amendments:

AMENDMENT.

Amend the title by striking out all of the title after the words "and specific appropriations."

AMENDMENT.

Strike out all of line forty on page 2 of printed bill.

AMENDMENT.

In line sixty-five on page 3 of printed bill make the amount of the item "eight thousand dollars" instead of "four thousand dollars," as in original bill.

AMENDMENT.

Between lines sixty-three and sixty-five, page 3, insert the following: "For salary and expenses of railroad commissioners and clerk, twenty thousand dollars."

AMENDMENT.

Amend section 22: "where applicants to purchase land to which the state has no title have been made and payments made thereon upon the presentation of certificates of purchase or proof of its loss, the secretary of state shall draw his warrant

in favor of such purchaser, his legal representative, or assign, upon the fund into which the purchase money was paid for this amount of such purchase money so paid."

AMENDMENT.

Strike out section 20.

AMENDMENT.

Strike out section 23½.

AMENDMENT.

That section 21 be 20, 22 be 21, 23 be 22, 24 be 23.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

Mr. Smith of Josephine moved that the rules be suspended for the purpose of allowing him to introduce a resolution.

Messrs. Huffman and Nealon demanded the ayes and nays on the motion.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Calvert, Cardwell, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Keyt, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, and Mr. Speaker—50.

Nays—Messrs. Burleigh, Davis, Guild, Huffman, and Jeffrey—5.

Absent—Messrs. Cleeton, David, Lester, Lyle, and Young—5.  
So the rules were suspended.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 23, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that senate bill No. 68 is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 23, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that senate bill No. 84 is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 23, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that senate bill No. 195 is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 23, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that senate bill No. 237 is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 23, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that senate bill No. 241 is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature

WALTER SINCLAIR,  
Chief clerk.

in favor of such purchaser, his legal representative, or assign, upon the fund into which the purchase money was paid for this amount of such purchase money so paid."

AMENDMENT.

Strike out section 20.

AMENDMENT.

Strike out section 23½.

AMENDMENT.

That section 21 be 20, 22 be 21, 23 be 22, 24 be 23.

And the same is herewith transmitted to you for the consideration of the house.

WALTER SINCLAIR,  
Chief clerk.

Mr. Smith of Josephine moved that the rules be suspended for the purpose of allowing him to introduce a resolution.

Messrs. Huffman and Nealon demanded the ayes and nays on the motion.

On this question the roll was called and the vote was:

Those voting aye were—

Messrs. Baker, Barkley, Beach, Blundell, Boothby, Bridges, Buckman, Burke, Calvert, Cardwell, Cole, Conn, Coon, Cooper, Craig, Curtis, Daly, Dunn, Gates, Gowdy, Gurdane, Hillegas, Hofer, Hope, Keyt, Long, McCracken, McGreer, Mintie, Moorhead, Myers, Nealon, Patterson, Paxton, Rinearson, Scott, Sehlbrede, Shutrum, Stanley, Stewart, Smith of Clackamas, Smith of Polk, Smith of Josephine, Smith of Linn, Templeton, Thompson, Tigard, Wright, Yates, and Mr. Speaker—50.

Nays—Messrs. Burleigh, Davis, Guild, Huffman, and Jeffrey—5.

Absent—Messrs. Cleeton, David, Lester, Lyle, and Young—5.  
So the rules were suspended.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 23, 1895. }

*Mr. Speaker:*

I am directed by the president to inform you that senate bill No. 68 is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

**MESSAGE FROM THE SENATE.**

SENATE CHAMBER,  
SALEM, Oregon,  
February 23, 1895. }

***Mr. Speaker :***

I am directed by the president to inform you that senate bill No. 84 is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

**MESSAGE FROM THE SENATE.**

SENATE CHAMBER,  
SALEM, Oregon,  
February 23, 1895. }

***Mr. Speaker :***

I am directed by the president to inform you that senate bill No. 195 is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

**MESSAGE FROM THE SENATE.**

SENATE CHAMBER,  
SALEM, Oregon,  
February 23, 1895. }

***Mr. Speaker :***

I am directed by the president to inform you that senate bill No. 237 is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

**MESSAGE FROM THE SENATE.**

SENATE CHAMBER,  
SALEM, Oregon,  
February 23, 1895. }

***Mr. Speaker :***

I am directed by the president to inform you that senate bill No. 241 is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature

WALTER SINCLAIR,  
Chief clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 23, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that senate bill No. 79 is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 23, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that senate bill No. 161 is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 23, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that senate bill No. 213 is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 23, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that senate bill No. 220 is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.



The speaker announced that he was about to sign house bill No. 382, and soon thereafter declared that he had signed the same.

The speaker announced that he was about to sign house bills Nos. 381, 27, 42, 126, 229, 251, 254, 342, 348, 383, and 384, and soon thereafter declared that he had signed the same.

The speaker announced that he was about to sign house bills Nos. 45 and 122 and house joint memorial No. 7, and soon thereafter declared that he had signed the same.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
SALEM, Oregon,  
February 23, 1895. }

*Mr. Speaker :*

I am directed by the president to inform you that senate bill No. 33 is reported as correctly enrolled.

And the same is herewith transmitted to you for your signature.

WALTER SINCLAIR,  
Chief clerk.

#### JOINT CONVENTION.

The joint convention of February 23, 1895, reconvened at 7:30 o'clock p. m., and was called to order by the president of the senate, Hon. Joseph Simon.

The chief clerk of the senate called the roll of the senate and all the senators were present, except Senator Beckley.

The chief clerk of the house called the roll of the house and all the members were present.

There being no objection, the reading of the journal of the proceedings of the joint convention of 12 o'clock m. was dispensed with.

The president announced that as no person had received a majority of all the votes cast there had been no election, and directed that the roll of the joint convention be called for the purpose of voting for a United States senator for Oregon.

The roll was called and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Beach, Blundell, Bridges, Brownell, Calbreath, Calvert, Cardwell, Carter, Cleeton, Conn, Daly, David, Dawson, Denny, Gesner, Gowan, Gowdy, Long, Maxwell, McCracken, McGinn, McGreer, Moorhead, Myers, Paxton, Price, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Templeton, Thompson, Woodard, and Mr. President—38.

Those voting for Hon. J. H. Raley were: Messrs. Butler, Cogswell, Huston, McAlister, Smith of Sherman, and Smith of Clatsop—6.

Those voting for Hon. J. K. Weatherford were: Mr. Raley—1.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vanderburg, and Young—10.

Those voting for Hon. Geo. H. Williams were: Messrs. Alley, Baker, Barkley, Boothby, Burke, Cole, Coon, Cooper, Craig, Curtis, Davis, Dunn, Gates, Guild, Gurdaue, Hillegas, Hofer, Hope, Johnson, Keyt, Lester, McClung, Patterson of Grant, Rinearson, Scott, Smith of Linn, Tigard, Wright, Yates, and Mr. Speaker—30.

Those voting for Hon. J. B. Waldo were: Mr. Hobson—1.

The

Maric

The

Minti

Ab

Tot

The

major

direct

purpo

The

The

Beach

Carter

Gowa

Moorl

Clack

Temp

The

well,

sop—

The

Raley

The

Burle

derbu

The

Barkl

Dunn

Johns

Smith

The

Minti

The

Those voting for Hon. Wm. P. Lord were: Mr. Patterson of Marion—1.

Those voting for Hon. S. A. Lowell were: Mr. Keyt—1.

Absent—Mr. Beckley—1.

Total number of votes cast—89.

The president announced that as no person had received a majority of all the votes cast there had been no election, and directed that the roll of the joint convention be called for the purpose of taking another ballot.

The roll was called and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Blundell, Bridges, Brownell, Calbreath, Calvert, Cardwell, Carter, Cleeton, Conn, Daly, David, Dawson, Denny, Gesner, Gowan, Gowdy, Long, Maxwell, McCracken, McGinn, McGreer, Moorhead, Myers, Paxton, Price, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Templeton, Thompson, Woodard, and Mr. President—37.

Those voting for Hon. J. H. Raley were: Messrs. Butler, Cogswell, Huston, McAlister, Smith of Sherman, and Smith of Clatsop—6.

Those voting for Hon. J. K. Weatherford were: Mr. Raley—1.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vanderburg, and Young—10.

Those voting for Hon. J. B. Waldo were: Messrs. Alley, Baker, Barkley, Boothby, Burke, Cole, Coon, Cooper, Craig, Curtis, Davis, Dunn, Gates, Guild, Gurdane, Hillegas, Hobson, Hofer, Hope, Johnson, Lester, McClung, Patterson of Grant, Rinearson, Scott, Smith of Linn, Tigard, Wright, and Yates—29.

Those voting for Hon. C. W. Fulton were: Messrs. Lyle and Mintie—2.

Those voting for Hon. M. C. George were: Mr. Beach—1.

Those voting for Hon. Geo. H. Williams were: Mr. Speaker—1.

Those voting for Hon. Wm. P. Lord were: Mr. Patterson of Marion—1.

Those voting for Hon. S. A. Lowell were: Mr. Keyt—1.

Absent—Mr. Beckley—1.

Total number of votes cast—89.

The president announced that as no person had received a majority of all the votes cast there had been no election, and directed that the roll of the joint convention be called for the purpose of taking another ballot.

The roll was called and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Blundell, Bridges, Brownell, Calbreath, Calvert, Cardwell, Carter, Cleeton, Conn, Daly, David, Dawson, Denny, Gesner, Gowan,

Gowdy, Long, Maxwell, McCracken, McGinn, McGreer, Moorhead, Myers, Paxton, Price, Sehlbrede, Shutrump, Smith of Clackamas, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Templeton, Thompson, Woodard, and Mr. President—37.

Those voting for Hon. J. H. Raley were: Messrs. Butler, Cogswell, Huston, McAlister, Smith of Sherman, and Smith of Clatsop—6.

Those voting for Hon. J. K. Weatherford were: Mr. Raley—1.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vanderburg, and Young—10.

Those voting for Hon. C. W. Fulton were: Messrs. Lyle and Mintie—2.

Those voting for Hon. Wm. P. Lord were: Mr. Patterson of Marion—1.

Those voting for Hon. Geo. H. Williams were: Mr. Speaker

Patterson of Grant, Rinearson, Scott, Smith of Linn, Tigard, Wright, and Yates—32.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vanderburg, and Young—10.

Those voting for Hon. J. B. Waldo were: Mr. Hobson—1.

Those voting for Hon. Wm. P. Lord were: Mr. Patterson of Marion—1.

Those voting for Hon. Geo. H. Williams were: Mr. Speaker—1.

Absent—Mr. Beckley—1.

Total number of votes cast—89.

The president announced that as no person had received a majority of all the votes cast there had been no election, and directed that the roll of the joint convention be called for the purpose of taking a another ballot.

The roll was called and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Beach, Blundell, Bridges, Calbreath, Calvert, Cardwell, Carter, Cleeton, Conn, Daly, David, Dawson, Denny, Gesner, Gowan, Gowdy, Long, Maxwell, McCracken, McGinn, McGreer, Moorhead, Myers, Paxton, Price, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Josephine, Smith of Polk, Stanley, Steiwer, Templeton, Thompson, Woodard, and Mr. President—37.

Those voting for Hon. J. H. Raley, were: Messrs. Butler, Cogswell, Huston, McAlister, Smith of Sherman, and Smith of Clatsop—6.

Those voting for Hon. J. K. Weatherford were: Mr. Raley—1.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vanderburg, and Young—10.

Those voting for Hon. C. W. Fulton were: Messrs. Alley, Baker, Barkley, Boothby, Brownell, Burke, Cole, Coon, Cooper, Craig, Curtis, Davis, Dunn, Gates, Guild, Gurdane, Hillegas, Hobson, Hofer, Hope, Johnson, Keyt, Lester, Lyle, McClung, Mintie, Patterson of Grant, Rinearson, Scott, Smith of Linn, Tigard, Wright, and Yates—33.

Those voting for Hon. Wm. P. Lord were: Mr. Patterson of Marion—1.

Those voting for Hon. Geo. H. Williams were: Mr. Speaker—1.

Absent—Mr. Beckley—1.

Total number of votes cast—89.

The president announced that as no person had received a majority of all the votes cast there had been no election, and directed that the roll of the joint convention be called for the purpose of taking another ballot.

The roll was called and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Beach, Blundell, Bridges, Calbreath, Calvert, Cardwell, Carter, Cleeton, Conn, Daly, David, Dawson, Denny, Gesner, Gowan, Gowdy, Long, Maxwell, McCracken, McGinn, McGreer, Moorhead, Myers, Paxton, Price, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Templeton, Thompson, Woodard, and Mr. President—37.

Those voting for Hon. J. H. Raley were: Messrs. Butler, Cogswell, Huston, McAlister, Smith of Sherman, and Smith of Clatsop—6.

Those voting Hon. J. K. Weatherford were: Mr. Raley—1.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vanderburg, and Young—10.

Those voting for Hon. C. W. Fulton were: Messrs. Alley, Baker, Barkley, Boothby, Brownell, Burke, Cole, Coon, Cooper, Craig, Curtis, Davis, Dunn, Gates, Guild, Gurdane, Hillegas, Hofer, Hope, Johnson, Keyt, Lester, Lyle, McClung, Mintie, Patterson of Grant, Rinearson, Scott, Smith of Linn, Tigard, Wright, and Yates—32.

Those voting for Hon. J. B. Waldo were: Mr. Hobson—1.

Those voting for Hon. Wm. P. Lord were: Mr. Patterson of Marion—1.

Those voting for Hon. Geo. H. Williams were: Mr. Speaker—1.

Absent—Mr. Beckley—1.

Total number of votes cast—89.

The president announced that as no person had received a majority of all the votes cast there had been no election, and directed that the roll of the joint convention be called for the purpose of taking another ballot.

The roll was called and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Beach, Blundell, Bridges, Calbreath, Calvert, Cardwell, Carter, Cleeton, Conn, Daly, David, Dawson, Denny, Gesner, Gowan, Gowdy, Long, Maxwell, McCracken, McGinn, McGreer, Moorhead, Myers, Paxton, Price, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Templeton, Thompson, Woodard, and Mr. President—37.

Those voting for Hon. C. W. Fulton were: Messrs. Alley, Baker, Barkley, Boothby, Brownell, Burke, Cole, Coon, Cooper, Craig, Curtis, Davis, Dunn, Gates, Guild, Gurdane, Hillegas, Hofer, Hope, Johnson, Keyt, Lester, Lyle, McClung, Mintie, Patterson of Grant, Rinearson, Scott, Smith of Linn, Tigard, Wright, and Yates—32.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman,

Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vanderburg, and Young—10.

Those voting for the Hon. J. H. Raley were: Messrs. Butler, Cogswell, Huston, McAlister, Smith of Sherman, and Smith of Clatsop—6.

Those voting for Hon. J. K. Weatherford were: Mr Raley—1.

Those voting for Hon. J. B. Waldo were: Mr. Hobson—1.

Those voting for Hon. Wm. P. Lord were: Mr. Patterson of Marion—1.

Those voting for Hon. Geo. H. Williams were: Mr. Speaker—1.

Absent—Mr. Beckley—1.

Total number of votes cast—89.

The president announced that as no person had received a majority of all the votes cast there had been no election, and directed that the roll of the joint convention be called for the purpose of taking another ballot.

The roll was called and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Beach, Blundell, Bridges, Calbreath, Calvert, Cardwell, Carter, Cleeton, Conn, Daly, David, Dawson, Denny, Gesner, Gowan, Gowdy, Long, Maxwell, McCracken, McGinn, McGreer, Moorhead, Myers, Paxton, Price, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Templeton, Thompson, Woodard, and Mr. President—37.

Those voting for Hon. J. H. Raley were: Messrs. Butler, Cogswell, Huston, McAlister, Smith of Sherman, and Smith of Clatsop—6.

Those voting for Hon. J. K. Weatherford were: Mr. Raley—1.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vanderburg, and Young—10.

Those voting for Hon. C. W. Fulton were: Messrs. Alley, Baker, Barkley, Boothby, Brownell, Burke, Cole, Coon, Cooper, Craig, Curtis, Davis, Dunn, Gates, Guild, Gurdane, Hillegas, Hofer, Hope, Johnson, Keyt, Lester, Lyle, McClung, Mintie, Patterson of Grant, Rinearson, Scott, Smith of Linn, Tigard, Wright, and Yates—32.

Those voting for Hon. J. B. Waldo were: Mr. Hobson—1.

Those voting for Hon. Wm. P. Lord were: Mr. Patterson of Marion—1.

Those voting for Hon. Thos. H. Tongue were: Mr. Speaker—1.

Absent—Mr. Beckley—1.

Total number of votes cast—89.

The president announced that as no person had received a majority of all the votes cast there had been no election, and

directed that the roll of the joint convention be called for the purpose of taking another ballot.

The roll was called and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Beach, Blundell, Bridges, Calbreath, Calvert, Cardwell, Carter, Cleeton, Conn, Daly, David, Dawson, Denny, Gesner, Gowan, Gowdy, Long, Maxwell, McCracken, McGinn, McGreer, Moorhead, Myers, Paxton, Price, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Templeton, Thompson, Woodard, and Mr. President—37.

Those voting for Hon. J. H. Raley were: Messrs. Butler, Cogswell, Huston, McAlister, Smith of Sherman, and Smith of Clatsop—6.

Those voting for Hon. J. K. Weatherford were: Mr. Raley—1.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vanderburg, and Young—10.

Those voting for Hon. C. W. Fulton were: Messrs. Alley, Baker, Barkley, Boothby, Brownell, Burke, Cole, Coon, Cooper, Craig, Curtis, Davis, Dunn, Gates, Guild, Gurdane, Hillegas, Hofer, Hope, Johnson, Keyt, Lester, Lyle, McClung, Mintie, Patterson of Grant, Rinearson, Scott, Smith of Linn, Tigard, Wright, and Yates—32.

Those voting for Hon. J. B. Waldo were: Mr. Hobson—1.

Those voting for Hon. Wm. P. Lord were: Mr. Patterson of Marion—1.

Those voting for Hon. Thos. H. Tongue were: Mr. Speaker—1.

Absent—Mr. Beckley—1.

Total number of votes cast—89.

The president announced that as no person had received a majority of all the votes cast there had been no election, and directed that the roll of the joint convention be called for the purpose of taking another ballot.

The roll was called and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Blundell, Bridges, Calbreath, Calvert, Cardwell, Carter, Cleeton, Conn, Daly, David, Dawson, Denny, Gesner, Gowan, Gowdy, Long, Maxwell, McCracken, McGinn, McGreer, Moorhead, Myers, Paxton, Price, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Templeton, Thompson, Woodard, and Mr. President—36.

Those voting for Hon. J. H. Raley were: Messrs. Butler, Cogswell, Huston, McAlister, Smith of Sherman, and Smith of Clatsop—6.

Those voting for Hon. J. K. Weatherford were: Mr. Raley—1.

Those voting for Hon. C. W. Fulton were: Messrs. Alley,



Baker, Barkley, Boothby, Brownell, Burke, Cole, Coon, Cooper, Craig, Curtis, Davis, Dunn, Gates, Guild, Gurdane, Hillegas, Hofer, Hope, Johnson, Lester, Lyle, McClung, Mintie, Patterson of Grant, Rinearson, Scott, Smith of Linn, Tigard, Wright, and Yates—31.

Those voting for Hon. J. B. Waldo were: Mr. Hobson—1.

Those voting for Hon. Wm. Lord were: Mr. Patterson of Marion—1.

Those voting for Hon. S. A. Lowell were: Mr. Keyt—1.

Those voting for Hon. Thos. H. Tongue were: Mr. Speaker—1.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vanderburg, and Young—10.

Absent—Messrs. Beckley and Beach—2.

Total number of votes cast—88.

The president announced that as no person had received a majority of all the votes cast there had been no election, and directed that the roll of the joint convention be called for the purpose of taking another ballot.

The roll was called and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Beach, Blundell, Bridges, Calbreath, Calvert, Cardwell, Carter, Cleeton, Conn, Daly, David, Dawson, Denny, Gesner, Gowan, Gowdy, Long, Maxwell, McCracken, McGinn, McGreer, Moorhead, Myers, Paxton, Price, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Templeton, Thompson, Woodard, and Mr. President—37.

Those voting for Hon. J. H. Raley were: Messrs. Butler, Cogswell, Huston, McAlister, Smith of Sherman, and Smith of Clatsop—6.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vanderburg, and Young—10.

Those voting for Hon. Wm. P. Lord were: Mr. Patterson of Marion—1.

Those voting for Hon. J. B. Waldo were: Mr. Hobson—1.

Those voting for Hon. Thos. H. Tongue were: Mr. Speaker—1.

Those voting for Hon. C. W. Fulton were: Messrs. Alley, Baker, Barkley, Boothby, Brownell, Burke, Cole, Coon, Cooper, Craig, Curtis, Davis, Dunn, Gates, Guild, Gurdane, Hillegas, Hofer, Hope, Johnson, Keyt, Lester, Lyle, McClung, Mintie, Patterson of Grant, Rinearson, Scott, Smith of Linn, Tigard, Wright, and Yates—32.

Those voting for Hon. J. K. Weatherford were: Mr. Raley—1.

Absent—Mr. Beckley—1.

Total number of votes cast—89.

The president announced that as no person had received a

majority of all the votes cast there had been no election, and directed that the roll of the joint convention be called for the purpose of taking another ballot.

The roll was called and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Beach, Blundell, Bridges, Calbreath, Calvert, Cardwell, Carter, Cleeton, Conn, Daly, David, Dawson, Denny, Gesner, Gowan, Gowdy, Long, Maxwell, McCracken, McGinn, McGreer, Moorhead, Myers, Paxton, Price, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Templeton, Thompson, Woodard, and Mr. President—37.

Those voting for Hon. C. W. Fulton were: Messrs. Alley, Baker, Barkley, Boothby, Brownell, Burke, Cole, Coon, Cooper, Craig, Curtis, Davis, Dunn, Gates, Guild, Gurdane, Hillegas, Hofer, Hope, Johnson, Keyt, Lester, Lyle, McClung, Mintie, Patterson of Grant, Rinearson, Scott, Smith of Linn, Tigard, Wright, and Yates—32.

Those voting for Hon. J. H. Raley were: Messrs. Butler, Cogswell, Huston, McAlister, Smith of Sherman, and Smith of Clatsop—6.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vanderburg, and Young—10.

Those voting for Hon. J. B. Waldo were: Mr. Hobson—1.

Those voting for Hon. Wm. P. Lord were: Mr. Patterson of Marion—1.

Those voting for Hon. J. K. Weatherford were: Mr. Raley—1.

Those voting for Hon. Thos. H. Tongue were: Mr. Speaker—1.

Absent—Mr. Beckley—1.

Total number of votes cast—89.

The president announced that as no person had received a majority of all the votes cast there had been no election, and directed that the roll of the joint convention be called for the purpose of taking another ballot.

The roll was called and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Beach, Blundell, Bridges, Calbreath, Calvert, Cardwell, Carter, Cleeton, Conn, Daly, David, Dawson, Denny, Gesner, Gowan, Gowdy, Long, Maxwell, McCracken, McGinn, McGreer, Moorhead, Myers, Paxton, Price, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Templeton, Thompson, Woodard, and Mr. President—37.

Those voting for Hon. C. W. Fulton were: Messrs. Alley, Baker, Barkley, Boothby, Brownell, Burke, Cole, Coon, Cooper, Craig, Curtis, Davis, Dunn, Gates, Guild, Gurdane, Hillegas, Hofer, Hope, Johnson, Keyt, Lester, Lyle, McClung, Mintie, Patterson of

Grant, Rinearson, Scott, Smith of Linn, Tigard, Wright, and Yates—32.

Those voting for Hon. J. H. Raley were: Messrs. Butler, Cogswell, Huston, McAlister, Smith of Sherman, and Smith of Clatsop—6.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vanderburg, and Young—10.

Those voting for Hon. J. B. Waldo were: Mr. Hobson—1.

Those voting for Hon. Wm. P. Lord were: Mr. Patterson of Marion—1.

Those voting for Hon. J. K. Weatherford were: Mr. Raley—1.

Those voting for Hon. Thos. H. Tongue were: Mr. Speaker—1.

Absent—Mr. Beckley—1.

Total number of votes cast—89.

The president announced that as no person had received a majority of all the votes cast there had been no election, and directed that the roll of the joint convention be called for the purpose of taking another ballot.

The roll was called and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Beach, Blundell, Bridges, Calbreath, Calvert, Cardwell, Carter, Cleeton, Conn, Daly, David, Dawson, Denny, Gesner, Gowan, Gowdy, Long, Maxwell, McCracken, McGinn, McGreer, Moorhead, Myers, Paxton, Price, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Templeton, Thompson, Woodard, and Mr. President—37.

Those voting for Hon. Thos. H. Tongue were: Messrs. Alley, Baker, Barkley, Boothby, Burke, Cole, Coon, Cooper, Craig, Curtis, Dunn, Gates, Guild, Gurdane, Hillegas, Hofer, Hope, Johnson, Lester, Lyle, McClung, Mintie, Patterson of Grant, Rinearson, Scott, Smith of Linn, Tigard, Wright, Yates, and Mr. Speaker—30.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vanderburg, and Young—10.

Those voting for Hon. J. H. Raley were: Messrs. Butler, Cogswell, Huston, McAlister, Smith of Sherman, and Smith of Clatsop—6.

Those voting for Hon. Geo. W. McBride were: Mr. Brownell—1.

Those voting for Hon. S. A. Lowell were: Messrs. Davis and Keyt—2.

Those voting for Hon. Wm. P. Lord were: Mr. Patterson of Marion—1.

Those voting for Hon. J. K. Weatherford were: Mr. Raley—1.

Those voting for Hon. J. B. Waldo were: Mr. Hobson—1.

Absent—Mr. Beckley—1.

Total number of votes cast—89.

The president announced that as no person had received a majority of all the votes cast there had been no election, and directed that the roll of the joint convention be called for the purpose of taking another ballot.

The roll was called and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Beach, Blundell, Bridges, Calbreath, Calvert, Cardwell, Carter, Cleeton, Conn, Daly, David, Dawson, Denny, Gesner, Gowan, Gowdy, Long, Maxwell, McCracken, McGinn, McGreer, Moorhead, Myers, Paxton, Price, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Templeton, Thompson, Woodard, and Mr. President—37.

Those voting for Hon. J. H. Raley were: Messrs. Butler, Cogswell, Huston, McAlister, Smith of Sherman, and Smith of Clatsop—6.

Those voting for Hon. J. K. Weatherford were: Mr. Raley—1.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Vanderburg, Stewart, and Young—10.

Those voting for Hon. Thos. H. Tongue were: Messrs. Alley, Baker, Barkley, Boothby, Burke, Cole, Conn, Cooper, Craig, Curtis, Davis, Dunn, Gates, Guild, Gurdane, Hillegas, Hofer, Hope, Johnson, Lester, Lyle, McClung, Mintie, Patterson of Grant, Rinearson, Scott, Smith of Linn, Tigard, Wright, Yates, and Mr. Speaker—31.

Those voting for Hon. Geo. W. McBride were: Messrs. Brownell and Hobson—2.

Those voting for Hon. Wm. P. Lord were: Mr. Patterson of Marion—1.

Those voting for Hon. S. A. Lowell were: Mr. Keyt—1.

Absent—Mr. Beckley—1.

Total number of votes cast—89.

The president announced that as no person had received a majority of all the votes cast there had been no election, and directed that the roll of the joint convention be called for the purpose of taking another ballot.

The roll was called and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Beach, Blundell, Bridges, Calbreath, Calvert, Cardwell, Carter, Cleeton, Conn, Daly, David, Dawson, Denny, Gesner, Gowan, Gowdy, Long, Maxwell, McCracken, McGinn, McGreer, Moorhead, Myers, Paxton, Price, Sehlbrede, Shutrum, Smith of Clackamas,

Smith of Polk, Smith of Josephine, Stanley, Steiwer, Templeton, Thompson, Woodard, and Mr. President—37.

Those voting for Hon. J. H. Raley were: Messrs. Butler, Cogswell, Huston, McAlister, Smith of Sherman, and Smith of Clatsop—6.

Those voting for Hon. J. K. Weatherford were: Mr. Raley—1.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vanderburg, and Young—10.

Those voting for Hon. Thos. H. Tongue were: Messrs. Alley, Baker, Barkley, Boothby, Burke, Cole, Coon, Cooper, Craig, Curtis, Davis, Dunn, Gates, Guild, Gurdane, Hillegas, Hofer, Hope, Johnson, Keyt, Lester, Lyle, McClung, Mintie, Patterson of Grant, Rinearson, Scott, Smith of Linn, Tigard, Wright, Yates, and Mr

Those voting for Hon. Geo. W. McBride were: Messrs. Brownell and Hobson—2.

Those voting for Hon. Wm. P. Lord were: Mr. Patterson of Marion—1.

Absent—Messrs. Beckley and Beach—2.

Total number of votes cast—88.

The president announced that as no person had received a majority of all the votes cast there had been no election, and directed that the roll of the joint convention be called for the purpose of taking another ballot.

The roll was called and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Blundell, Bridges, Calbreath, Calvert, Cardwell, Carter, Cleeton, Conn, Daly, David, Dawson, Denny, Gesner, Gowan, Gowdy, Long, Maxwell, McCracken, McGinn, McGreer, Moorhead, Myers, Paxton, Price, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Templeton, Thompson, Woodard, and Mr. President—36.

Those voting for Hon. Thos. H. Tongue were: Messrs. Alley, Baker, Barkley, Boothby, Burke, Cole, Coon, Cooper, Craig, Curtis, Davis, Dunn, Gates, Guild, Gurdane, Hillegas, Hofer, Hope, Johnson, Keyt, Lester, Lyle, McClung, Mintie, Patterson of Grant, Rinearson, Scott, Smith of Linn, Tigard, Wright, Yates, and Mr. Speaker—32.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vanderburg, and Young—10.

Those voting for Hon. J. H. Raley were: Messrs. Butler, Cogswell, Huston, McAlister, Smith of Sherman, and Smith of Clatsop—6.

Those voting for Hon. Geo. W. McBride were: Messrs. Brownell and Hobson—2.

Those voting for Hon. Wm. P. Lord were: Mr. Patterson of Marion—1.

Those voting for Hon. J. K. Weatherford were: Mr. Raley—1.

Absent—Messrs. Beckley and Beach—2.

Myers, Paxton, Price, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Templeton, Thompson, Woodard, and Mr. President—37.

Those voting for Hon. Wm. P. Lord were: Messrs. Alley, Baker, Barkley, Boothby, Burke, Cole, Coon, Cooper, Craig, Curtis, Davis, Dunn, Gates, Guild, Gurdane, Hillegas, Hofer, Hope, Johnson, Keyt, Lester, Lyle, McClung, Patterson of Grant, Patterson of Marion, Rinearson, Scott, Smith of Linn, Tigard, and Wright—30.

Those voting for Hon. Geo. W. McBride were: Messrs. Brownell, Hobson, and Mintie—3.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vanderburg, and Young—10.

Those voting for Hon. J. H. Raley were: Messrs. Butler, Cogswell, Huston, McAlister, Smith of Sherman, and Smith of Clatsop—6.

Those voting for Hon. Thos. H. Tongue were: Messrs. Yates and Mr. Speaker—2.

Those voting for Hon. J. K. Weatherford were: Mr. Raley—1.  
Absent—Mr. Beckley—1.

Total number of votes cast—89.

The president announced that as no person had received a majority of all the votes cast there had been no election, and directed that the roll of the joint convention be called for the purpose of taking another ballot.

The roll was called and the vote was:

Those voting for Hon. Joseph N. Dolph were: Messrs. Bancroft, Beach, Blundell, Bridges, Calbreath, Calvert, Cardwell, Carter, Cleeton, Conn, Daly, David, Dawson, Denny, Gesner, Gowan, Long, Maxwell, McCracken, McGinn, McGreer, Moorhead, Myers, Paxton, Price, Sehlbrede, Shutrum, Smith of Clackamas, Smith of Polk, Smith of Josephine, Stanley, Steiwer, Templeton, Thompson, Woodard, and Mr. President—36.

Those voting for Hon. J. H. Raley were: Messrs. Butler, Cogswell, Huston, McAlister, Smith of Sherman, and Smith of Clatsop—6.

Those voting for Hon. J. K. Weatherford were: Mr. Raley—1.

Those voting for Hon. Wm. D. Hare were: Messrs. Buckman, Burleigh, Holt, Huffman, Jeffrey, King, Nealon, Stewart, Vanderburg, and Young—10.

Those voting for Hon. Wm. P. Lord were: Messrs. Alley, Baker, Barkley, Boothby, Burke, Cole, Coon, Cooper, Craig, Curtis, Davis, Dunn, Gates, Guild, Gurdane, Hillegas, Hofer, Hope, Johnson, Lester, Lyle, McClung, Patterson of Grant, Patterson of Marion, Rinearson, Scott, Smith of Linn, Tigard, Wright, and Yates—30.

Those voting for Hon. Geo. W. McBride were: Messrs. Brownell, Hobson, and Mintie—3.

Those voting for Hon. Thos. H. Tongue were: Mr. Speaker—1.

Absent—Messrs. Beckley, Gowdy, and Keyt—3.

Total number of votes cast—87.

The president announced that as no person had received a majority of all the votes cast there had been no election, and directed that the roll of the joint convention be called for the purpose of taking another ballot.

The roll was called and the vote was—

Those voting for

Bancroft, Baker,  
Brownell, Burke,  
Cole, Conn, Coon  
Dawson, Denny,  
Gurdane, Hillegas  
Long, Lyle, Max  
Mintie, Moorhead  
Paxon, Paxton, Price  
of Clackamas, Smith  
Stanley, Steiwer, T  
Yates, Mr. Speaker

Those voting for  
well, Huston, Mc  
sop—6.

Those voting for

Those voting for  
Burleigh, Holt, F  
derburg, and You

Absent—Mr. B

Total number of

Necessary for a

The president a  
received a majority  
for the Hon. Geo  
States senator for  
from the fourth d

Senator Huston  
be voted to the pr  
parties and person

The motion pre

On motion of S

The speaker an  
Nos. 68, 84, 195,  
thereafter declare



The speaker announced that he was about to sign house bills Nos. 40, 228, and 142, and soon thereafter declared that he had signed the same.

On motion of Mr. Smith of Polk, the house adjourned *sine die*.

R. E. MOODY,  
Chief clerk.

### CHIEF CLERK'S CERTIFICATE.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
March 30, 1895. }

I, R. E. Moody, chief clerk of the house of representatives, do hereby certify that the foregoing is a true and correct journal of the proceedings of the eighteenth biennial session of the house of representatives of the state of Oregon, from the fourth day of January, 1895, to the twenty-third day of February, 1895, inclusive.

R. E. MOODY,  
Chief clerk.

Attest:

A. V. R. SNYDER,  
Journal clerk.

### CERTIFICATE OF APPROVAL.

HOUSE OF REPRESENTATIVES, }  
SALEM, Oregon, }  
March 30, 1895. }

Your committee, appointed under house resolution No. 33, to examine, correct, and approve the house journal of the eighteenth biennial session of the legislature of the state of Oregon, hereby certify that they have discharged the duties required under said resolution, and that after a careful examination of said journal we hereby approve the same as correct.

CHAS. B. MOORES.  
S. L. MOORHEAD.  
J. E. BLUNDELL.





.

L





# GOVERNOR'S MESSAGE.

*Gentlemen of the Oregon Legislative Assembly:—*

The following statements concerning the condition of the State are furnished for your consideration. For more detailed information regarding the State institutions and State affairs you are referred to the reports of the various officers and boards:—

## STATE EXPENDITURES.

|   | 1889-90.    | 1891-92.    | 1893-94.     |
|---|-------------|-------------|--------------|
| Governor's office.....                    | \$ 6,800 00 | \$ 8,588 90 | \$ 10,891 20 |
| Secretary's office.....                   | 10,450 00   | 13,364 75   | 19,107 87    |
| Treasurer's office.....                   | 6,187 50    | 7,800 00    | 9,800 00     |
| Superintendent of Public Instruction..... | 6,600 00    | 8,095 45    | 9,185 20     |
| Attorney-General.....                     |             |             | 6,000 00     |
| State printing.....                       | 36,660 85   | 50,374 62   | 51,708 19    |
| Library, Code and Reports.....            | 10,644 59   | 15,443 62   | 15,195 10    |
| State Land Office.....                    | 8,209 13    | 9,201 83    | 9,004 01     |
| Legislative.....                          | 41,990 63   | 46,681 87   | 54,901 01    |
| Judiciary.....                            | 86,462 44   | 89,093 97   | 107,100 00   |
| Penitentiary.....                         | 73,347 85   | 82,409 82   | 87,124 64    |
| Asylum.....                               | 176,168 91  | 216,489 65  | 239,965 16   |
| Penitentiary Improvement.....             | 4,630 21    | 16,912 80   | 12,549 38    |
| Asylum Improvement.....                   | 109,803 23  | 83,258 08   | 91,360 09    |
| Capitol Improvement.....                  | 14,087 58   | 85,163 31   | 10,362 11    |
| Mute School.....                          | 17,848 90   | 15,316 42   | 19,885 46    |
| Mute School Improvement.....              |             |             | 32,947 00    |
| Blind School.....                         | 8,742 76    | 11,355 00   | 12,883 12    |
| Blind School Improvement.....             |             |             | 12,226 25    |
| Orphans' Home.....                        | 11,000 00   | 16,000 00   | 34,500 00    |
| Agricultural Boards.....                  | 19,000 00   | 19,000 00   | 30,415 00    |
| Health Officers.....                      | 3,993 53    | 4,090 00    | 4,327 40     |
| Pilot Commission, etc.....                | 5,349 98    | 5,380 56    | 5,395 78     |
| Food Commission.....                      | 3,356 99    | 3,204 95    | 3,046 61     |
| Railroad Commission.....                  | 19,000 00   | 19,888 69   | 19,654 31    |
| Agricultural College.....                 | 64,475 14   | 46,338 50   | 44,889 00    |
| State University.....                     | 34,471 47   | 44,289 15   | 77,839 00    |
| Conveying Convicts.....                   | 14,128 51   | 22,275 88   | 23,728 15    |
| Conveying Insane.....                     | 20,287 37   | 24,961 93   | 29,905 61    |
| Incidental.....                           | 25,150 00   | 27,995 96   | 27,277 01    |
| Fugitive.....                             | 5,139 21    | 6,338 04    | 8,738 13     |
| Indigent.....                             | 10,000 00   | 7,626 73    | 706 51       |
| Private Claims.....                       | 2,088 00    | 11,031 16   | 4,474 03     |
| Wagon Roads.....                          | 116,000 00  |             |              |
| Militia.....                              | 33,823 56   | 65,556 18   | 99,043 97    |
| Reform School and Improvement.....        | 46,000 00   | 40,671 21   | 122,115 83   |
| Weather Bureau.....                       | 1,800 00    | 1,954 72    | 929 06       |
| Fish Commission.....                      | 6,538 93    | 6,206 35    | 4,794 90     |
| Horticultural Board.....                  | 7,000 00    | 7,000 00    | 7,000 00     |
| Domestic Animal Commission.....           | 4,888 00    | 8,098 60    | 6,962 86     |
| Miscellaneous.....                        |             | 22,201 81   | 13,475 12    |
| Uniform School Blanks.....                |             |             | 7,719 55     |

## STATE EXPENDITURES—CONCEDED.

|                               | 1889-90.        | 1891-92.        | 1893-94.        |
|-------------------------------|-----------------|-----------------|-----------------|
| Astoria Boatman.....          |                 | \$ 1,000 00     | \$ 1,000 00     |
| "Resources of Oregon".....    |                 | 5,659 89        | 2,678 43        |
| Charities and Correction..... |                 | 6,866 98        |                 |
| Portage Railroad.....         |                 | 60,000 00       | 485 35          |
| Eastern Oregon Asylum.....    |                 |                 | 25,381 05       |
| Jute mill.....                |                 |                 | 2,476 08        |
| Normal Schools.....           |                 |                 | 51,382 76       |
| World's Fair.....             |                 |                 | 40,585 83       |
| Electric Lighting.....        |                 |                 | 24,647 21       |
| Soldiers' Home.....           |                 |                 | 38,667 89       |
| Fish Ladder.....              |                 |                 | 848 27          |
| Equalization Board.....       |                 |                 | 6,456 20        |
| Soda Spring.....              |                 |                 | 500 00          |
| Sluslaw Hatchery.....         |                 |                 | 1,939 85        |
| Common School, principal..... |                 |                 | 2,578 52        |
| Swamp Land.....               |                 |                 | 10,907 93       |
| State Foundry.....            |                 |                 | 64,955 87       |
| Deficiency, 1891-92.....      |                 |                 | 117,595 12      |
|                               | \$ 1,071,128 36 | \$ 1,242,227 43 | \$ 1,820,278 57 |

The amount for the last biennial term includes deficiencies on file.

## APPROPRIATIONS AND EXPENDITURES.

Following are the appropriations made by the last legislative assembly, and the expenditures thereunder:—

## BIENNIAL TERM.

|  | Appropriated. | Expended.   |
|--|---------------|-------------|
| Governor.....                                  | \$ 3,000 00   | \$ 3,000 00 |
| Governor's Secretary.....                      | 3,600 00      | 3,100 00    |
| Secretary of State.....                        | 3,000 00      | 3,000 00    |
| Secretary's Clerk.....                         | 3,600 00      | 3,600 00    |
| Treasurer.....                                 | 1,600 00      | 1,600 00    |
| Treasurer's Clerk.....                         | 4,000 00      | 4,000 00    |
| School Superintendent.....                     | 8,600 00      | 8,600 00    |
| Attorney-General.....                          | 6,000 00      | 6,000 00    |
| Librarian.....                                 | 2,000 00      | 2,000 00    |
| Prison Inspector.....                          | 1,000 00      | 1,000 00    |
| Pilot Commissioners.....                       | 1,200 00      | 1,200 00    |
| Commissioners' Clerk.....                      | 1,200 00      | 1,200 00    |
| Health Officers.....                           | 4,400 00      | 4,327 44    |
| Janitor and Assistant.....                     | 3,240 00      | 3,240 00    |
| School Superintendent, traveling expenses..... | 1,600 00      | 1,585 00    |
| Capitol Watchman.....                          | 2,400 00      | 2,400 00    |
| Library Expenses.....                          | 500 00        | 500 00      |
| Deaf-Mute School.....                          | 20,000 00     | 19,845 46   |
| Blind School.....                              | 12,000 00     | 12,000 00   |
| Blind School Improvements.....                 | 1,200 00      | 1,200 00    |
| School Superintendent's Clerk.....             | 3,100 00      | 3,100 00    |
| Secretary of State, Clerks.....                | 10,360 00     | 10,106 87   |
| Educational printing.....                      | 7,520 00      | 7,520 00    |
| State Board of Agriculture.....                | 10,000 00     | 10,000 00   |
| Fair Ground Improvements.....                  | 11,415 00     | 11,415 00   |
| State Food Commissioner.....                   | 3,500 00      | 3,046 64    |
| Pilot schooner.....                            | 5,000 00      | 2,995 78    |
| Railroad Commission.....                       | 20,000 00     | 19,651 31   |
| Fish Commission.....                           | 8,000 00      | 4,794 90    |
| Electric Lighting Public Building.....         | 10,000 00     | 10,000 00   |



# APPROPRIATIONS AND EXPENDITURES (CONTINUED)

|  | Appropriated | Expended.   |
|--|--------------|-------------|
| Rewiring Capitol                                 | \$ 2,000 00  | \$ 2,000 00 |
| Advertising State Warrants                       | 600 00       | 495 56      |
| Supreme Court Reports                            | 9,800 00     | 7,200 00    |
| Portland Industrial Fair                         | 1,000 00     | 1,000 00    |
| Eastern Oregon Fair                              | 6,000 00     | 6,000 00    |
| Southern Oregon Fair                             | 3,000 00     | 3,000 00    |
| State Board of Horticulture                      | 7,000 00     | 7,000 00    |
| Astoria Boatman                                  | 1,000 00     | 1,000 00    |
| State Animal Commission                          | 12,000 00    | 6,862 86    |
| Books, State Library                             | 5,000 00     | 4,602 10    |
| Board of Equalization                            | 8,000 00     | 6,186 20    |
| Portland Orphans' Home                           | 5,000 00     | 5,000 00    |
| Salem Orphans' Home                              | 6,000 00     | 5,000 00    |
| Albany Orphans' Home                             | 5,000 00     | 5,000 00    |
| Portland Refuge Home                             | 5,000 00     | 5,000 00    |
| Portland Baby Home                               | 4,000 00     | 4,000 00    |
| Portland Magdalen Home                           | 4,000 00     | 4,000 00    |
| Beaverton Home                                   | 2,000 00     | 2,000 00    |
| Joseph Emery, fees                               | 102 00       | 102 00      |
| Pioneer Association                              | 60 00        | 60 00       |
| Compiling Records                                | 800 00       | 370 00      |
| Rewards for Arrest                               | 1,200 00     | 900 00      |
| Wiring and Lighting Insane Asylum                | 7,000 00     | 7,429 63    |
| Asylum Improvements                              | 32,000 00    | 32,540 43   |
| Asylum building                                  | 41,700 00    | 41,700 00   |
| Fencing asylum land                              | 1,300 00     | 1,181 87    |
| Purchasing asylum land                           | 11,000 00    | 10,602 95   |
| Capitol ground Improvements                      | 6,000 00     | 4,916 23    |
| Capitol drain                                    | 3,000 00     |             |
| New roof, capitol                                | 7,000 00     | 5,410 88    |
| Heating capitol building                         | 5,100 00     | 4,564 57    |
| Hill's Code for legislature                      | 8 00         | 8 00        |
| "Resources of Oregon"                            | 2,678 41     | 2,678 43    |
| Insane asylum repairs (deficiency)               | 25,588 15    | 25,588 15   |
| Fire protection of capitol (deficiency)          | 4,200 00     | 4,200 30    |
| Water supply Cottage Farm                        | 524 22       | 524 22      |
| Deficiency, Blind School                         | 1,300 00     | 1,300 00    |
| Deficiency, Food Commission                      | 204 00       | 204 05      |
| Land for Portage Road                            | 3,841 38     | 3,801 97    |
| Deficiency, Incidental Fund                      | 3,845 27     | 3,843 41    |
| Deficiency, school blanks                        | 200 02       | 200 02      |
| Deficiency Representative Hall                   | 623 70       | 623 70      |
| Deficiency, conveying convicts                   | 6,438 23     | 6,438 23    |
| Deficiency, conveying insane                     | 3,020 92     | 3,020 92    |
| Deficiency, Penitentiary                         | 6,000 78     | 6,000 78    |
| Deficiency, Insane Asylum                        | 6,007 28     | 6,007 28    |
| Deficiency, Legislature, 1891                    | 1,881 87     | 1,881 87    |
| Deficiency, Leomin school improvement            | 13,788 50    | 13,788 50   |
| Penitentiary water ditch                         | 1,018 36     | 1,018 36    |
| Monmouth Normal School                           | 22,382 76    | 22,382 76   |
| Printing paper (deficiency)                      | 4,007 71     | 4,007 71    |
| Election blanks                                  | 1,510 00     | 1,510 29    |
| Printing for Agricultural Societies (deficiency) | 16,104 03    | 16,104 03   |
| Attorney-General (deficiency)                    | 6,151 03     | 6,151 03    |
| E. M. Croisan (deficiency)                       | 8 00         | 8 00        |
| J. J. Dalrymple & Co. (deficiency)               | 1 08         | 16 08       |
| Arrest of fugitives                              | 1,107 75     | 1,107 75    |
| Equalization Board, 1891-92                      | 8,927 48     | 8,927 48    |
| E. M. Croisan                                    | 6 30         | 6 30        |
| Railroad Commission suit                         | 1,481 00     | 971 90      |
| Briefs for such suit                             | 262 00       | 262 00      |
| Wasco County poor                                | 400 15       | 400 15      |
| Stock Portage Road                               | 1,000 00     | 488 35      |
| D. D. Neer, architect's fees                     | 117 15       | 117 15      |
| G. C. Fulton, attorney's fees                    | 600 00       | 600 00      |
| Rent of Pilot Commission                         | 240 00       | 240 00      |
| Compiling War Records                            | 102 00       | 102 00      |
| Penitentiary Improvements                        | 52,000 00    | 12,549 38   |
| Cleaning Mill Creek                              | 2,000 00     |             |
| Land for Penitentiary                            | 2,500 00     | 2,500 00    |

## APPROPRIATIONS AND EXPENDITURES — CONCLUDED.

|                                       | Appropriated.         | Expended.             |
|---------------------------------------|-----------------------|-----------------------|
| Weather Bureau.....                   | \$ 1,000 00           | \$ 926 06             |
| Portland Aid Society.....             | 2,500 00              | 2,500 00              |
| Portland Patton Home.....             | 2,000 00              | 2,000 00              |
| Dormitory, State University.....      | 25,000 00             | 25,000 00             |
| Reform School.....                    | 36,000 00             | 36,000 00             |
| Reform School Improvements.....       | 78,000 00             | 78,000 00             |
| Judicial Fund.....                    | 107,100 00            | 107,100 00            |
| Incidental Fund.....                  | 28,000 00             | 27,277 01             |
| Expenses of Asylum.....               | 275,000 00            | 239,133 36            |
| Library books.....                    | 5,000 00              | 497 60                |
| Returning Insane.....                 | 800 00                | 334 50                |
| Printing.....                         | 60,000 00             | 60,000 00             |
| Conveying Insane.....                 | 28,000 00             | 28,000 00             |
| Conveying Convicts.....               | 23,000 00             | 23,000 00             |
| Arrest of Fugitives.....              | 10,000 00             | } 8,738 33            |
| Arrest of Fugitives (deficiency)..... | 1,215 58              |                       |
| County Support of Poor.....           | 10,000 00             | 706 51                |
| Penitentiary Fund.....                | 99,850 00             | 84,327 81             |
| Clerk, Land Board.....                | 3,000 00              | 3,000 00              |
| Incidentals, Land Board.....          | 6,000 00              | 5,981 51              |
| Attorney's Fees, Land Board.....      | 500 00                |                       |
| Treasurer's Clerk, Land Board.....    | 3,000 00              | 3,000 00              |
| F. S. Moore.....                      | 22 50                 | 22 50                 |
| Incidentals, University lands.....    | 300 00                |                       |
| Incidentals, Agricultural lands.....  | 300 00                |                       |
| Money Refunded, Land Purchases.....   | 5,000 00              | 2,578 72              |
| Repayment Swamp Lands.....            | 33,000 00             | 10,907 93             |
| Purchase of Prison Foundry.....       | 65,000 00             | 64,955 87             |
| Compensation, State Board.....        | 3,000 00              | 3,000 00              |
| World's Fair.....                     | 60,000 00             | 40,585 33             |
| Legislature.....                      | 55,000 00             | 54,901 01             |
| National Guard.....                   | 100,000 00            | 99,043 97             |
| Jutemill.....                         | 100,000 00            | 2,466 08              |
| Fish ladder.....                      | 10,000 00             | 848 27                |
| State University.....                 | 52,894 00             | 52,889 00             |
| Agricultural College.....             | 30,228 00             | 41,889 00             |
| Weston Normal School.....             | 24,000 00             | 24,000 00             |
| Soldiers' Home.....                   | 89,000 00             | 29,197 49             |
| Eastern Oregon Asylum.....            | 165,000 00            | 25,381 65             |
| Siuslaw Hatchery.....                 | 2,000 00              | 1,939 85              |
| Sodaville Spring.....                 | 500 00                | 500 00                |
| Lakeview School.....                  | 5,000 00              | 5,000 00              |
| Deaf-Mute School Improvements.....    | 25,000 00             | 25,000 00             |
| Canceling light contract.....         | 10,000 00             | 5,147 56              |
|                                       | <b>\$2,274,036 17</b> | <b>\$1,749,222 85</b> |

## EDUCATIONAL FUND.

The total amount of the Common School Fund was as follows on January 1st of the years mentioned:—

|           |               |
|-----------|---------------|
| 1885..... | \$ 868,735 16 |
| 1887..... | 1,059,403 01  |
| 1889..... | 1,756,700 00  |
| 1891..... | 2,201,554 86  |
| 1893..... | 2,418,636 71  |
| 1895..... | 2,450,521 19  |

The interest from such funds has been distributed as follows:—

|           | Per capita. | Total.        |
|-----------|-------------|---------------|
| 1890..... | \$ 145      | \$ 144,372 75 |
| 1891..... | 145         | 153,151 90    |
| 1892..... | 145         | 162,066 50    |
| 1893..... | 140         | 168,903 00    |
| 1894..... | 87          | 107,693 82    |

On January 1, 1895, the total amount of the other trust funds were as follows:—

|                           |               |
|---------------------------|---------------|
| Agricultural College..... | \$ 129,752 12 |
| State University.....     | 105,345 80    |

Interest has been paid during the past two years on such funds:—

|                           |              |
|---------------------------|--------------|
| Agricultural College..... | \$ 16,751 79 |
| State University.....     | 12,673 61    |

The amounts loaned from the school funds for the last three biennial terms are as follows:—

|              |            |
|--------------|------------|
| 1889-90..... | \$ 911,243 |
| 1891-92..... | 711,160    |
| 1893-94..... | 536,239    |

From the above figures it will be seen that the very same cause which is stagnating our general industries and impoverishing our people, is laying its impious hand on the school fund of the State by lessening the values of the securities on which it is based, and diminishing the amount apportioned to the common schools for their support.

#### LAND DEPARTMENT.

|  |                  |
|--|------------------|
| Swamp land, patented to the State in 1893-94.....  | 1,998.47 acres   |
| Swamp land, certified to the State in 1893-94..... | 2,038.32 acres   |
| Whole amount patented.....                         | 156,873.15 acres |
| Whole amount certified and not patented.....       | 90,030.72 acres  |
| Whole amount examined and not certified.....       | 38,568.68 acres  |

#### LIEU SCHOOL LANDS.

In the Cascade Reservation there are about 200,000 acres of land embraced in sections 16 and 36 for which the State is entitled to that amount of lieu land, which may be selected from the best portions of the public domain. The price of school lands, under the law, is \$1.25 per acre, and as these lieu lands are really worth more, I have steadily refused to allow one single acre of school lands in that reservation to be used as a basis for lieu lands until the legislature can change the price of such lands to \$2.50 per acre. If this change is made, about \$250,000 will go into the school fund, which

amount, if the law is not changed, will go into the pockets of speculators.

#### PUBLIC IMPROVEMENT.

During my incumbency of office the State of Oregon has most materially lengthened its cords and strengthened its stakes in regard to all of its public institutions. The capitol has been entirely completed and newly roofed, and all of our public institutions are fully equipped for all requirements, not only for the present, but for the immediate future. The asylum now owns 1,200 acres of land, the penitentiary 169 acres, the reform school 600 acres, the deaf-mute school 100 acres, and the Eastern Oregon asylum 620 acres of valuable land. During the last eight years there have been expended for land and improvements the following amounts:—

|  |               |
|--|---------------|
| Penitentiary improvements.....         | \$ 47,615 20  |
| Asylum improvements.....               | 341,815 10    |
| Capitol improvements.....              | 147,956 75    |
| Reform School improvements.....        | 168,816 59    |
| Agricultural College improvements..... | 88,709 80     |
| State University improvements.....     | 25,000 00     |
| Mute School improvements.....          | 32,497 00     |
| Blind School improvements.....         | 12,226 25     |
| Eastern Oregon Asylum.....             | 25,381 05     |
|  | <hr/>         |
|  | \$ 890,017 74 |

Of this amount \$304,164.33 were expended during the last two years.

All of the public buildings are first class, and a levy of \$80,000 has been made, which will be sufficient to start the Eastern Oregon Asylum on the cottage plan and furnish additional cells for the penitentiary. All these improvements have been made during these hard times, and the State of Oregon is out of debt, although there is due, on January 1, 1895, and unpaid to the State from the several counties the sum of \$242,597.89.

But this is not the full extent of public improvements. During the last eight years, there have been expenditures for wagon roads and a portage road, and the five per cent and direct tax funds have been distributed among the several counties, so that the total amounts of expenditures on account of public improvements is as follows:—

|   |                |
|---|----------------|
| Public land and buildings.....          | \$ 890,017 74  |
| Wagon roads.....                        | 116,000 00     |
| Five per cent and direct tax funds..... | 111,576 76     |
| Portage road.....                       | 63,901 97      |
|   | <hr/>          |
|   | \$1,181,596 47 |

#### THE STATE FOUNDRY PLANT.

Sixty-five thousand dollars was appropriated by the last legislature for the purchase of the foundry plant at the penitentiary.

Forty thousand dollars were paid for it and the balance was put into stock for the business. Close following the purchase came the business depression which affected all industries, and which very naturally depressed the demands for the foundry products. As a result the foundry was run on limited time and with limited profits. The business since the State assumed control up to the first of the year shows a profit of \$16,872.80, and allowing forty cents a day for convict labor, it still shows a profit of \$4,028.24, which is a much better exhibit than a very large portion of business firms in Oregon can show which have been doing business outside the penitentiary walls.

#### THE PARDONING POWER.

Some criticism has been made in regard to the exercise of the pardoning power and it has even been asserted that such power should not exist. That power is the highest and most necessary prerogative in a civilized government. If courts and juries were infallible there would be no necessity for its exercise, but so long as they are not infallible, so long there is an absolute necessity for the lodgment somewhere of that very necessary power. In the great majority of the cases in which I have exercised executive clemency, aside from those earning time as trustees, it has been upon the recommendation of the judge, jury, or prosecuting attorney. I have endeavored in all cases to exercise that high prerogative conscientiously and without any regard whatever for newspaper cavil or popular clamor.

#### FORMER RECOMMENDATIONS.

While I shall not presume to make any recommendations whatever to this legislative assembly, I will, however, mention those recommendations which I have formerly made, and concerning which no legislative action has been taken

1. A change in the assessment law compelling, under penalty, all notes not annually given to the assessor and stamped by him, to be one half forfeited to the school fund.

2. The abolition of all the unnecessary commissions.

3. A law establishing maximum rates for railroad and telegraph companies, fixing passenger rates at 2½ cents per mile, and prohibiting the use of free passes.

4. A law allowing municipalities to fix maximum rates on all local monopolies.

5. A law authorizing the governor, in case of violation of State

laws, to employ a person to secure evidence and commence prosecution in the courts for the punishment of offenders.

6. A law giving to all State, district, and county officers a fixed salary, or establishing a maximum compensation.

7. A general municipal incorporation law applicable to all cities.

8. A change in the road law so as to secure good roads.

9. A law providing for the arrest and punishment of armed men in private employ.

10. The passage of an inheritance tax law.

12. Authority to the school commissioners to withhold from any county its school fund until the State taxes from said county have been paid to the State Treasurer.

13. The creation of a State auditing board consisting of the three principal State officers.

14. No further illegal appropriation of money by joint resolution.

15. A change in the law relating to the conveyance of criminals and insane persons.

16. No State appropriation for the militia, leaving to the several counties the support of their own companies.

17. Enactment of a registration law for cities of 5,000 inhabitants and over.

18. Purchase of the Willamette locks or reduction of toll fifty per cent.

19. No appropriation for State or district fairs or a just distribution of moneys now appropriated to the several counties.

20. Repeal of the specific contract law, and making void all contracts discriminating against any lawful money.

21. Abolition of all fish traps, wheels, and seines.

22. Fixing the price of school lieu lands at \$2.50 per acre.

23. No further appropriation for other than common schools.

24. Instructing our delegation in congress to secure a restriction of the jurisdiction of the inferior federal courts to what it was under the judiciary act of 1789, or to confine it exclusively to admiralty and maritime cases; or, better still, to abolish those courts entirely.

#### CONCLUSION.

Grateful to the people for their bestowed confidence, thankful to all my associates for their uniform courtesies, and wishing for the incoming administration abundant success, I now relinquish, with a conscience void of offense, the great trust assigned me, sincerely imploring the blessing of Almighty God upon our beloved Commonwealth.

---

# INAUGURAL ADDRESS.

---





# INAUGURAL ADDRESS.

---

*Gentlemen of the Senate and House of Representatives:—*

Trusting for guidance and wisdom from Him who doeth all things well, I appear before you. in assuming the duties of the office of governor of this State, to which I have been chosen by the suffrages of the people, with a profound sense of my obligations and responsibilities, to make such suggestions and recommendations in reference to the affairs of the State as seem to be appropriate and expedient. The duty devolved upon the governor by the constitution, to communicate to the legislature the condition of the State and to recommend such measures to it as he may deem expedient, would seem more properly to belong to the retiring governor, whose official experience during his term enables him to acquire a special knowledge of the various institutions of the state and the measures deemed essential to promote its progress and prosperity, which particularly qualify him for the performance of such duty, than to the incoming governor, who, just called from another occupation which has absorbed his time and attention, could hardly be expected to possess the kind of knowledge which would qualify him to enter into a consideration in detail of the various matters of state, or to recommend measures of special significance for the development of its interests and the wants of its people. But, be that as it may, I trust it may not be inappropriate for me to avail myself of this occasion to extend to the retiring governor—who brought probity and ability to his office—our thanks for many acts of public merit and our best wishes for his personal happiness and prosperity; and, also, on my own behalf, to express to the people of the State, through you—their chosen representatives—my grateful appreciation of the distinguished honor conferred upon me, and my earnest hope to perform the duties devolving upon me with fidelity to their interests and with credit to the State, to the end that they may have no cause to regret the generous confidence reposed in me.

## RESOURCES OF THE STATE.

I greet you, gentlemen of the legislature, at the beginning of the new year, although the skies are not bright with promise, with an

abiding faith in the future of Oregon. Our State is endowed with great resources and natural advantages, the development of which under industrial influences will insure its growth and enrichment. Its soil is fertile, and its fields yield generous harvests; its ranges are excellent feeding grounds for the raising of stock; its mines, though only partially developed and utilized, are rich in mineral wealth; its forests are studded with an almost inexhaustible supply of timber; its waterways are extensive, and afford unequaled advantages for commerce; its harbors are safe and commodious; its water powers are unlimited in capacity and extent, offering unrivaled facilities for manufacturing enterprises; its climate is healthful, and its plains and mountain ranges combine beauty and grandeur of scenery. Here within our own borders are all the material elements and advantages that attract men of enterprise and capital to make investments in commercial and business activities and to establish manufacturing and mechanical industries, which in the progress of time will give employment to many laboring people, build up towns and cities, increase our wealth and population, and lay deep and strong the foundations of our general prosperity. Already considerable capital has been invested in our State, devoted to the enlargement of some of our existing institutions, and to the creation of new enterprises and business ventures. Many railroad lines have been constructed within our territory that have afforded an outlet for our products and opened up additional avenues for trade and commerce. In the meantime, the growth of our cities and towns has been steady and rapid, the value of property has greatly increased, and improvements of a public and private character have marked our advancement. All around us there are tangible evidences of the industrial activity of our people and the growth and development of our State, and with national legislation not unfavorable to us the future of Oregon is full of promise of a rich inheritance to its inhabitants.

#### CAUSES OF DEPRESSION.

But, unfortunately, some national legislation at first threatened, and some since enacted, has had the effect to cripple the industries of the country, cause depression in the value of property and its products, disturb business relations, stagnate trade and commerce, create distrust and uncertainty in our monetary affairs and a deficit in the national treasury, abridge the demand for labor and render its employment unremunerative, by reason whereof, the country is plunged into a profound financial and commercial depression, which grievously burdens our people and serves to retard the general progress and development of the State. This is a condition of things

from which the country can expect no permanent relief until wiser counsels shall prevail in the management of our national affairs and induce legislation calculated to protect the industrial interests of our people, and, at the same time, by its offer of reciprocal advantages, retain and foster trade with foreign nations.

#### NECESSITY FOR ECONOMY.

Under these circumstances, when the opportunities for business and labor are contracted and scarce; when the farmer, though his harvest be abundant, finds no profit in his crop; when hard times are upon us, rendering it especially difficult for the laboring masses to make comfortable provision for their families; when all classes engaged in trade or business are husbanding their resources and practicing a rigorous economy to avoid loss and preserve their commercial standing, it behooves you, upon whom rests the authority to levy taxes and direct the expenditures of the public moneys, to make no appropriation of them except it be for a public purpose and its necessity be clearly shown, and to withhold all appropriations which will bear delay, or can be postponed, in order that the burdens of the people may not be unnecessarily increased and their property subjected to a tax lien to defray needless public expenditures. It is not only desirable that economy should characterize all your appropriations, but at the present time it is absolutely indispensable to the public welfare. No good citizen will find fault with a public expenditure which is essential to the public service, but all will feel aggrieved, and have a right to complain, when the expenditure authorized is unnecessary or extravagant. The people have a right to require that public business should be conducted on the same principles of economy that characterize prudent men in the management of their private affairs. The reason as well as the necessity for the practice of economy is the same in one case as in the other. Extravagance, whether public or private, is a demoralizing influence which impoverishes States and bankrupts individuals. No officer, whatever may be his position, has the right to be generous at the public expense. Any disbursement or appropriation of the revenues, the necessity for which is not shown to be essential for the public good, is a flagrant injustice. Retrenchment is the mandate of the people, and the chief plank in the platform upon which you were elected. The day is come, and the hour is at hand, when your promise to reduce public expenses, wherever it can be effected without detriment to the public good, must be fulfilled. Your word is pledged for it, and good faith requires that it should be kept.

## ABUSES SHOULD BE CORRECTED.

Abuses, if any have grown up, must be unmasked and extirpated root and branch. No department of State, nor any of its institutions, is too sacred for you to invade with the view of ascertaining its condition, its needs, its practices, whether good or bad. How are you to know where to cut off unnecessary expense, or to withhold a needless appropriation, or to reduce to a minimum a needed one, or to destroy a hidden emolument, or to abolish a useless office, or whether abuses exist, without making yourselves acquainted with the true condition of the State and its institutions? It is true that much of the knowledge of public affairs with which you will be charged or presumed to be aware must come through committees to whom is confided the business of investigating and reporting, often with such recommendations as they deem proper, upon the condition and needs of the various institutions of the State. This involves the assumption that the members of the committee will be selected with reference to their fitness and ability to perform the work to which they are assigned, and that such work, whatever it may be, will be thoroughly and not perfunctorily performed. I trust that this assumption may hold good in fact, for I sincerely hope that no perfunctory report will come from any committee of this legislature. There will, also, be submitted for your information the reports of the different officers having charge of the public departments and institutions of the State. I bespeak for them a fair and candid hearing, believing that these officers are animated by the best motives for the public good. I earnestly hope that you will carefully examine their reports with a view of giving deliberate consideration to the suggestions contained therein, keeping in mind, at the same time, the interests and the needs of the people.

I make these suggestions, gentlemen, to impress you with the necessity of using all the means of information in your possession to qualify yourselves for the intelligent performance of your duty and to enable you to provide such legislation as will secure needed reforms, reduce the public expenditures, and put at a minimum all needed appropriations of the public revenue. It is in your power to accomplish these objects. The duty and responsibility of legislation rests immediately upon you. To you is committed the sole authority of making laws for the protection of the life, liberty, and property of the citizen, for the levy and collection of taxes and directing the expenditures of the public revenue for the general welfare, the education of our youth, and the care of the unfortunate, and for the support of our institutions of learning, of charity, and of reform and punishment. To a great extent, the honor and wel-



people — contributes more than its just proportion of the taxes. The reason assigned is that some classes of personal property escape taxation through the insufficiency of our tax laws. It is believed that if our laws were competent to exact a truthful assessment of the value of personal property it would largely increase the amount of our taxable property, and render less burdensome the ownership of houses and lands. A law which so operates is partial and inequitable. The farms and homes of our people should not bear more than their just proportion of the public burdens.

We must all deplore a condition of things which permits a citizen paying a tax upon his home or farm to point to some neighbor, owning vastly more in personal goods and capital, who pays a much less amount of tax. It is idle to urge the difficulty of assessing some classes of property without making your law inquisitive. In the nature of things, all laws for the raising of revenue are more or less inquisitorial, but not necessarily to the extent of violating the principle of good neighborhood. Nor will laws devised to exact a truthful statement of a citizen's taxable property be so considered by those who recognize the duty they owe the government for its protection to their persons and property to bear their fair and just proportion of the public burdens; and as to those who, refusing to recognize such duty, shirk their portion of such burdens, and create the necessity for such laws, they constitute a class who have no claims upon your sympathy or consideration. The aim of the law should be to tax all property liable to taxation, of whatever nature and description, and in taxing it to observe the principle of uniformity of rate and uniformity in the valuation of the different classes of property. You should also carefully consider the laws relating to the taxation of all corporations doing business in this State, and ascertain whether they are bearing their fair and equal proportion of the public charges. The State affords them the benefit and protection of its laws, and the reciprocal duty should be devolved upon them of contributing their share to its support. Upon the same principle, residents of other States loaning money in this State should be required to pay taxes on the amount employed. It is not possible for me at this time to enter into consideration in detail of the wants of the people in this regard. I can only suggest some of the general principles which should control you in the consideration of the subject of taxation. The demand for a revision of our tax laws is urgent and widespread. You are here by the will of the people who have confided to you the sovereign power to tax — to take the citizen's property for governmental purposes. It is important that you should wisely exercise this power, aiming to avoid all inequalities, and to place

the burden of taxation so that it will bear, as nearly as possible, equally upon all.

#### THE PENITENTIARY.

Our penitentiary has been a serious charge upon the State. The law inflicts punishment upon the criminal to protect society and effect his reformation, and to deter others from the commission of crime. The punishment consists in confining him in the State penitentiary for a period of time proportionate to the enormity of his offense. When he has served his punishment, the public good requires that he shall return to society a better or reformed man. But the reformation of the criminal cannot be effected by his confinement alone. There must be, in addition, the influence of moral forces upon his character and regular employment upon his habits, to work his reformation. As a means to this end, systematic employment is regarded as one of the most humane as well as valued means of reform used in penal institutions. It is essential to the health of the convict, and is due the State as a recompense for his support. Any system of regular employment, therefore, which the State chooses to initiate that would tend to lighten the burden of his support, and make the prison in a measure self-sustaining, is a decided gain for the people, and likely to improve the health and benefit the habits of the convict. But experience has shown that it is extremely difficult to select an industry which will afford regular employment without bringing convict labor in competition with free labor. We know, as a matter of fact, that wherever the employment of convict labor has been brought in competition with free labor it has produced much dissatisfaction. It was in a measure the desire to avoid this result that induced the last legislature to make an appropriation for the erection and operation of a jute mill with convict labor. It was claimed that by this means the State could work its convict labor with profit in manufacturing articles at a low price, and largely in use by our farming class, and at the same time avoid competition with free labor.

In the neighboring States of California and Washington jute mills have been erected and operated for the past few years, but whether profitably or not I am not informed. But, since the appropriation has not been used for a jute mill, as the law contemplated, for reasons which will doubtless appear satisfactory to you, it is highly important, in view of the fact that jute goods are now on the free list by recent tariff legislation, to ascertain and determine whether the State will realize any profit or advantage by building and operating a jute mill with convict labor. It certainly is that the State does not want to engage in any doubtful experim



and, unless you think, after careful consideration, that the conditions are favorable to the operating of a jute-mill industry with convict labor, the proposed enterprise had better be abandoned and the money appropriated for this object be devoted to some other needful public purpose. It is never wise for a State to buy an enterprise which prudent men are anxious to get rid of. There is an impression among some of our people that the purchase of the foundry plant and its operation with convict labor has not been productive of profit or advantage to the State. The idea briefly is that "an elephant" was unloaded upon the State. I trust there is no foundation for such impression, but that facts will disclose that the foundry has been successfully and profitably operated, furnishing regular employment for the convicts, and making the penitentiary in a great measure a self-sustaining institution. It is your duty to ascertain what is the true state of the case in respect to these matters, so that you will be able to make such provision for, or disposition of these industries, proposed and contemplated, as may be of the highest advantage to the State and the best interests of the people. In this connection, I would suggest that you consider whether such a change in the present statutes is desirable as would enable the State to transport her own convicts from the jails to the penitentiary through her own agency connected with the penitentiary management. Under existing laws, the sheriff's deliver the convicts to the penitentiary authorities, and the cost for each convict brought to the prison is thought to be largely in excess of what it would cost for the warden to send a guard for such convicts. This method of conveying convicts to the penitentiary, and others based on similar suggestions, have been adopted in several States and resulted in benefit and advantage to the taxpayer.

#### ASYLUM FOR THE INSANE.

The duty of providing for the insane is a work of charity and benevolence which I commend to your generous consideration. The charity which takes care of this unfortunate class is a noble work and finds its source in the best impulses of our nature. It is a work which demands the highest intelligence and keenest sympathy to manage with efficiency and humanity. Whatever is necessary for their relief and comfort ought to be done promptly. The dictates of humanity and the honor of the State alike demand that none of these unfortunate ones should be uncared for. We have one institution at the capital, and another soon to be erected in Eastern Oregon, devoted to this noble work, which bespeak the generosity of our people and indicate that no sordid influences can



affect them when places for the comfortable care of these unfortunates are needed. A generosity which taxes itself to accomplish such objects ought not to be abused. It is believed, owing to the laxity of our laws, that many persons are sent to the asylum, and many remain there as its inmates, who are not proper subjects for its charity, and that, if the defects of our laws in these particulars were remedied, it would diminish the number of insane, so accounted, fully one-fifth, and greatly reduce the expenses of the institutions. Evils of this character are abuses of charity and ought to be promptly remedied. In this connection, I would also suggest that I think it would be to the interest of the State that the asylum, through her own agency, should be intrusted, wherever it can be done, with the transportation of insane persons. Besides the difference in expense, there is the further reason that a guard sent by the asylum would be much more expert in handling this unfortunate class, and therefore would often know how to spare them unnecessary physical pain and mental distress. I earnestly recommend these matters to your consideration.

#### MILITIA.

The protection of society demands that sufficient provision should be made for the suppression of mobs, riots, and other disorders which are beyond the power of the civil authorities to control. Experience has demonstrated that when such uprisings or internal disorders occur, endangering the life and property of citizens, the prompt use of organized military force is the most effective way to suppress them and restore order. In fact, there is no better way to secure obedience and respect for the laws than always to possess the power to enforce them. For these reasons, it is important to have sufficient military organization, well armed and equipped, and under proper discipline, to assist the civil authorities in the enforcement of the laws in case any crisis or emergency should arise which is beyond their power to control. But the military organization should not be so extensive as to require large expenditure of the public money. There is no actual necessity for a large organization. Our people are law-abiding and respect the individual rights of others. They are not of the sort who are prone to riotous conduct or disposed to do violence to the person and property of others. I do not think, therefore, that any large military organization ought to be kept up, or so large as is now maintained; it would be sufficient to have a military organization of several companies, which, properly distributed over the State, would answer every exigency. It gives me pleasure to say that, so far as

my observation has extended, our companies are composed of brave and patriotic young men who are engaged in peaceful pursuits in civil life, and who are loyal to our State and its laws, our country and its flag.

#### EDUCATION.

The general diffusion of knowledge furnishes the best guarantee for the strength and stability of the State. Popular education is closely allied to popular liberty. No State can afford to neglect the educational interests of its children. It should give them all an opportunity, at the public expense, to enjoy such educational facilities and advantages as will enable them to become fairly intelligent citizens. But it is evident that those who are to teach children should possess the special training that qualifies them for the work. To obtain expert teachers, it is necessary to have schools for their education. With this end in view, our normal schools were established. I take it that they are fulfilling the purposes for which they were designed, and are in good condition and constantly increasing in efficiency. So, too, it is my opinion that the State university and the agricultural college are performing efficiently and acceptably their share in the educational system of the State. Under the able management of their presidents, aided by their corps of accomplished professors, these institutions, in the line of their educational work, ought to become valuable aids in the development of the State, and the advancement of knowledge and intelligence. The schools for the blind and the deaf and dumb are performing an important work, and are deserving of your fostering care. But, in respect to these educational institutions of whatever description, I feel bound to say that, in view of the large amount of money which the State has invested in their grounds and buildings, and the large amount which is required for their support, it is due the taxpayer that they be managed with strict economy, and their expenses be reduced to the lowest possible limit, not incompatible with their efficiency and usefulness. Upon this basis, I recommend whatever appropriations may be found necessary for their support. This recommendation, of course, includes the idea that every institution should show satisfactorily to you what are its needs for efficient work, and excludes the idea that any institution should have a fixed sum provided by law, as in that case there is always a tendency to consume the appropriation, whether the whole is needed or not, rather than allow any part of it to return to the treasury by operation of law. Every law of this character, if there be any such, ought to be promptly repealed, leaving the appropriation for all institutions to be based on an estimate satisfactorily shown to be

needed for its wants and efficiency. As to the reform school, I have little data upon which to found an opinion. The buildings and outbuildings are new, and sufficient for present purposes. No additional cost of this kind need be incurred. It would seem that this institution, with the labor force at its disposal among its inmates, and the large acreage attached to it, under careful and economical management ought to be made nearly self-sustaining. Certainly the sum needed for its support for the ensuing two years ought not to be large.

#### PUBLIC ROADS.

There is no subject of equal importance upon which the public mind is more unanimous than the advantage to be derived from good roads. The subject of economical road-making has been much studied, largely discussed by the press and in road conventions. Every one understands that the State cannot be built up and its lands made valuable, without good roads are constructed. But how to do it without involving too great an expense is the difficult problem. Various systems have been devised with varying degrees of merit, but they all include a measure of expense that makes it difficult for the younger States, like our own, to construct them in a satisfactory manner without entailing too heavy taxation upon property holders. This consideration, though, ought not to discourage us from ascertaining the condition of our roads and the best methods of constructing and improving them. Our State is in great need of good roads. Where the cost of them is reasonable there can be no better investment. Good roads facilitate intercourse and develop trade, promote health, and add greatly to the enjoyment of life, enhance the value of farms, and make markets accessible for the sale of their products, spare beasts of burden and save the wear and tear of wagon and harness. It is greatly to be desired that some economical plan may be devised to secure good roads, so that our communities may be enabled to enjoy their advantages. There is no doubt that our road laws have failed to accomplish, in a satisfactory manner, the object of their enactment. The system created by them is defective and needs thorough revision. I own I have no plan for correcting their defects, but I suggest to you, who are intelligent men of experience in practical affairs, to take the matter into consideration and endeavor to evolve some system which shall remedy their defects and secure better roads for the traveling public. As the question of good roads is a matter now much discussed, you can acquire much useful information in regard to them through pamphlets which have been published and circulated with the view of suggesting the best method of improving and building good roads.

## IRRIGATION.

There will probably be submitted for your consideration a bill, designed to enable our State to take advantage of a law known as the Carey law, which gives to those States having large tracts of arid lands, a million of such acres on the condition of reclaiming them by irrigation. Our State is included among those entitled to avail themselves of its provisions. This is a highly important subject to Eastern Oregon, where there are large quantities of arid lands and where there are mountain ravines in which water may be stored by dams for irrigating and making them productive and valuable. In this way, large tracts of arid lands may be reclaimed for the uses of civilization and become the happy abodes of industry and contentment. I commend the subject to your careful and intelligent consideration.

## SALMON FISHERIES.

Our salmon fisheries, being one of our leading industries, are the source of great revenue and give employment to many men. Salmon fish, when prepared for market, constitute one of the principal exports of the State, and are an important part of its commerce. The necessity of proper regulations for salmon fishing, to preserve them from destruction, and to protect our future supply, is too manifest to require discussion. Whatever further regulations in this behalf are necessary ought to be established by the legislature and enforced by the courts. We cannot too vigilantly guard our salmon interests from destruction. The lesson taught by the history of other States, where they once abounded but have now disappeared, emphasizes the necessity of such regulations for their preservation and propagation. One of the means to preserve salmon and obviate their decrease on account of the catch, is their artificial propagation, but I understand that some legislation is required on the part of the State to enable it to avail itself of the benefits to be derived under the regulations prescribed by the United States statutes for fish culture. Whatever legislation in this regard may be needed for the propagation and preservation of salmon should be enacted.

## LABOR.

It is indispensable to the peace of society and the welfare of the people that the relation between those who perform manual labor and those who employ it shall be harmonious and satisfactory. But to secure this condition of feeling between them, the relation must be founded on recognized principles of justice, mutually con-

tributing to the advantage and protection of each other. Both employer and employé have rights that must be respected and defended from the unjust demands and encroachments of the other. Neither can disregard the conditions essential to preserve harmony and good will between them without exposing society to disturbances and disastrous conflicts, endangering life and property. It is gratifying to know that our State has been free from the turbulence and disorder which has been so common in some of the other States, and that our exemption is due to the intelligence and orderly character of our industrial classes. It is a duty we owe them to look steadily after the conditions which injuriously affect their employment and welfare. In my judgment, one of the greatest dangers that menaces honest labor is the indiscriminate immigration now inundating our country. To the poor and oppressed of other lands our country offers an asylum, but this invitation does not include the corrupt and vicious, the paupers and the criminal classes, nor those—worse still—who use its freedom to work its destruction. We cannot afford that our country shall be the dumping ground for the degraded and socialistic classes of other nations. This evil is upon us, and unless remedied sooner or later, we shall feel its contaminating influence upon our national life in disturbing the conditions that surround labor and that are essential to its independence and prosperity, and in endangering the health and safety of the people and the welfare of the republic. The people ought to make themselves heard upon this subject in tones so distinct as to cause their representatives to heed their demand for legislation which shall exclude from our shores this vicious and dangerous class of immigration.

#### SUPREME COURT.

A delay of justice often operates as a denial of justice. The bill of rights in our constitution declares that "justice shall be administered openly and without purchase, completely and without delay." The business of the supreme court is increasing so rapidly that it will soon become impossible for the judges to keep pace with it, and properly perform their duties. With the aid of their efficient stenographer, they have kept the work from accumulating rapidly as it otherwise would, and are now only behind in hearing of cases some two or three months. But in the natural things, it cannot be long before their docket will be crowded with cases, causing much delay, vexation, and expense, before their adjudication. In anticipation of this condition of things, an act was passed by the last legislature which will be subr

you, proposing an increase of two in the number of supreme judges. Upon this proposed amendment I shall leave you to act as your best judgment dictates. What I wish to suggest is that in my opinion appeals in civil cases might be considerably limited, and the business of the court largely decreased, by granting them only where the judgment rendered exceeds two hundred and fifty dollars, unless such judgment involves matters affecting lands, public revenue, or the construction of the constitution of the State and the United States. Upon examination, I think it will be found that a large number of cases involve sums of less than two hundred and fifty dollars, and in many instances, the object in appealing these cases is to obtain delay, or to gratify a bad feeling between the parties litigant. I am aware of the objection usually urged against such a law, namely, that every citizen should have the right of appeal, no matter how small the sum, otherwise its effect would be to discriminate against citizens of small means. On the other hand, many good citizens suffer injustice and wrong rather than submit to the long, expensive and vexatious delays which usually attend a resort to the appellate court for redress.

Possibly some other remedy may be devised to correct this evil, but the necessity that relief should be afforded the court, and a prompt hearing and adjudication of causes be obtained, is imperative. The judges now are the hardest working officials in any department of State. Their duties comprise grave responsibilities and interests of the highest conceivable character. Life, liberty, reputation, and property are intrusted to their judgment, and rest upon their decision. They are, as your judges should be, men of ability and learning, wise in judgment, upright in character, firm and courageous in spirit, who will render their judgments uninfluenced by the voice of popular clamor and unintimidated by threats of political vengeance. Having such judges, it is your duty to afford them relief, and make sure reasonable compensation for their services. Their salary ought not to be reduced. Salaries should be commensurate with the duties, dignities, and responsibilities of the office to which they are attached. None should be so high that fortunes can be made from them, or so low that, with frugality, they are without pecuniary benefit. There are some officials, such as those composing the railroad commission, whose salaries could be reduced one third, and still be reasonable compensation for efficient services. The railroad commission, where it fulfills the purpose of its creation, is a useful body, and a benefit to the people, though I think one commissioner and his clerk are all that are needed.

OFFICES SHOULD BE FILLED BY THE PEOPLE OR THEIR EXECUTIVE.

The mode of selecting railway commissioners, as some other officers, by the legislature, is wrong and of doubtful validity, although sanctioned by custom and sustained by some judicial precedents. The power to appoint to an office ought to be lodged in the people or their executive. Such a power is not legislative, nor should it be exercised by the legislature except in the appointment of officers for its own body. Every statute which vests such power in the legislature ought to be amended in this regard, and lodged in the people or their executive. Such a change is needed in our statutes to save your valuable time for legislative service, to do away with trades and combinations to advance political fortunes, and to put an end to the disgraceful scenes that sometimes characterize the scramble for legislative appointments to office.

#### PUBLIC PRINTING.

The public printing is swelled much beyond the needs of the public service, and ought to be largely diminished. Some of it is in form of tables more open than similar printing for private citizens, and part of it is not only of no public interest, but is of no public concern, consisting in some instances of mere printed blank forms that are of no more use than so many blank pages, except to count as an extravagant public expenditure. This is a serious injustice to those who foot the bills. The law authorizing public printing is too lax. You ought to investigate it thoroughly, for the purpose of ascertaining the nature and extent of its defects with a view of remedying it.

#### MARRIAGE AND DIVORCE.

The national reform league is engaged in a movement to secure uniformity in the law governing marriage and divorce. This is an important subject, vitally affecting the interests of domestic life, and the welfare of the people, and is worthy of your attentive consideration. I would suggest that you appoint a committee without pay to examine into the merits of the subject and report the result of its deliberations to the next legislature.

#### REDEMPTION FROM FORCED SALES.

Your attention is also directed to the necessity of extending the time for the redemption of realty sold at judicial sales. Owing to



the financial depression and the depreciation in value of land and its products, forced sales at this time are relatively confiscatory.

#### BANK INSPECTION.

There is also some demand for legislation in respect to the inspection of banks, with a view of guarding the interests of those depositing money and doing business with them. It is claimed that some of the heavy losses, public and private which occurred lately, owing to the suspension or failure of some of our banks, would have been averted if such a law had been in force and operation. As practical business men, acquainted with the wants of the communities which you represent, I submit the desirability of this demand to your intelligent consideration.

#### APPROPRIATION BILLS.

Bills for the appropriation of the public moneys ought to be submitted to you early in the session so as to afford opportunity for the members to carefully examine and pass upon them, and not be left to the hurried consideration that marks the closing scenes. The custom of including in one bill appropriations of the public moneys for every conceivable purpose, general and special, is thoroughly vicious, and ought not to be countenanced. There are certain fixed charges and liabilities for the support of the State government for which specific appropriations might be embodied in one bill, but in all other cases the bill ought not to include appropriations for more than one object. In other words, no bill appropriating public revenue, except as stated, should contain an appropriation for more than one object. By adopting this method, every appropriation must stand or fall upon its own merits; there will be afforded the executive an opportunity to interpose any objection that he may have to the appropriation without delaying the passage of appropriations that are unobjectionable or meritorious, and thus put in practice that wise principle incorporated in the constitutions of some States, which allows the executive to veto single items or appropriations in a general appropriation bill.

The rule that every measure should stand on its own merits is too apparent for discussion, but in no case is the reason for its application more manifest than in the consideration of bills appropriating the public revenue to be raised by taxation. Under the practice which has prevailed in this State of including in one bill appropriations for every conceivable public purpose and delaying its introduction until the end of the session, when there is no time



for the members to examine it carefully, or the executive to exercise his power of veto without defeating appropriations contained therein needed for the public service, lavish and unnecessary appropriations have been secured, and the interests of the people disregarded. Experience has demonstrated in this State the embarrassment that is occasioned by the adjournment of the legislature without making needed appropriations for the support of the State, but these are ills which we had better bear, or the expense of reconvening the legislature, than that the executive should feel compelled to approve a general appropriation bill that bears the mark of having been railroaded through the legislature during its expiring hours to avoid examination and discussion so as to secure some needless, extravagant, and objectionable appropriation of the public moneys.

#### CONCLUSION.

In entering upon the performance of the duties to which we have been called, as the trusted agents of the people, we must not be unmindful of their wants and interests. We owe them a conscientious performance of duty and we must fulfill our obligation. That obligation requires us to lighten the burden of taxation wherever it can be effected without detriment to the public service. As a means to this end, the people demand that we exercise the same care and economy to avoid extravagance and needless public expenditures in the conduct of the public business as govern prudent men in the management of their private affairs. The conditions that surround them emphasize the necessity for the practice of public and private economy, for the reform of any wasteful habits or practices, and for diminishing the public expenditures and reducing taxation. To effect these reforms, lavish and unnecessary appropriations of the public money must not be countenanced or tolerated; for these always put an unjust burden on the backs of the people, tend to check industrial activity and business enterprise, and serve to retard the general growth and development of the State.

Gentlemen, we cannot overestimate the responsibilities of our positions. Our oaths will not rest lightly on our consciences if we neglect our duty or abuse our trust. We are brought together by a majority larger than the people ever before accorded to their representatives. To that extent it emphasizes more strongly our duty to redeem our pledges for retrenchment and reform. Let us all, without distinction of party, join in a common purpose to faithfully serve the State and advance the interests of its people. Let us cooperate in showing to them our sense of obligation and appreciation

of the generous confidence reposed, in us by jealously guarding the public revenues, and withholding our sanction from any appropriation of them except for the public good,—by reforming abuses which custom or bad laws have fastened on the body politic,—by practicing a rigorous economy in the management of public affairs,—by reducing State taxation to the lowest possible limit consistent with a wise and economical administration of the public business,—by abolishing useless offices and discontinuing the employment of supernumeraries in the public service,—by enacting laws designed to advance the public welfare and repealing those which conflict with the interests of the people,—and by devoting our best energies and abilities to the advancement and prosperity of the State.

WM. P. LORD, Governor.

---

## INDEX.

---



# INDEX.

## A

| AMENDMENT—                       | PAGE |
|----------------------------------|------|
| To house rules .....             | 693  |
| APPROVAL—                        |      |
| Certificate of committee on..... | 1061 |

## B

|  |                   |
|--|-------------------|
| BAKER, HON. F. C.—   |                   |
| Extended a vote of thanks for printed letter-heads for members ..... | 39                |
| BARKLEY, REV. H. L.—   |                   |
| Officiated as chaplain.....  | 466, 685, 711     |
| BEAN, CHIEF JUSTICE R. S.—   |                   |
| Administered oath of office to governor-elect .....                  | 35                |
| BENNETT, HON. A. S.—   |                   |
| Name as a candidate for United States senator withdrawn .....        | 184               |
| BOOTH, HON. R. A.—   |                   |
| Invited to a seat within the bar .....                               | 23                |
| BOWERSOX, REV. MR.—  |                   |
| Officiated as chaplain.....  | 36, 173, 313, 581 |
| BROWN, HON. J. M.—   |                   |
| Invited to a seat within the bar .....                               | 330               |
| BURBANK, MR. CLARENCE—   |                   |
| Appointed page to state printer .....                                | 46                |

## BILLS—HOUSE.

|  |     |
|--|-----|
| HOUSE BILL NO. 1—  |     |
| An act to repeal an act creating a board of railroad commissioners ..... | 42  |
| Read first time .....  | 42  |
| Read second time and referred .....                                      | 185 |
| Read third time and passed .....   | 579 |
| HOUSE BILL NO. 2—  |     |
| An act to amend an act creating state board of horticulture.....         | 42  |
| Read first time .....  | 43  |
| Read second time and referred .....                                      | 141 |
| Amended .....  | 392 |
| Read third time and passed .....   | 426 |
| Senate amendments concurred in .....                                     | 545 |
| Signed.....  | 500 |

| HOUSE BILL NO. 3—  | PAGE |
|--|------|
| An act to provide for the protection of fish, game, and song birds.....                      | 46   |
| Read first time .....  | 47   |
| Read second time and referred .....  | 186  |
| HOUSE BILL NO. 4—  |      |
| An act to repeal an act creating a board of railroad commissioners .....                     | 47   |
| Read first time .....  | 47   |
| Read second time and referred .....  | 191  |
| Indefinitely postponed .....   | 580  |
| HOUSE BILL NO. 5—  |      |
| An act to establish a state board of equalization and repeal certain laws now in force ..... | 47   |
| Read first time .....  | 47   |
| Read second time and referred .....  | 199  |
| HOUSE BILL NO. 6—  |      |
| An act to authorize the purchase of a new pilot schooner at Astoria.....                     | 47   |
| Read first time .....  | 47   |
| Read second time and referred .....  | 199  |
| An amendment reported but not acted on .....   | 366  |
| Read third time and passed .....   | 454  |
| HOUSE BILL NO. 7—  |      |
| An act to repeal an act authorizing the erection of a jute mill at state penitentiary .....  | 47   |
| Read first time .....  | 48   |
| Read second time and referred .....  | 199  |
| Read third time and passed .....   | 317  |
| HOUSE BILL NO. 8—  |      |
| An act to provide for safe custody of public money in certain counties.....                  | 48   |
| Read first time.....   | 48   |
| Read second time and referred.....   | 199  |
| Amended .....  | 347  |
| Re-referred .....  | 415  |
| Read third time and failed to pass .....   | 324  |
| HOUSE BILL NO. 9—  |      |
| An act to amend an act to establish state normal schools.....                                | 48   |
| Read first time.....   | 48   |
| Read second time and referred.....   | 187  |
| An amendment reported but not acted on .....   | 360  |
| Read third time and passed .....   | 516  |
| HOUSE BILL NO. 10—   |      |
| An act to protect salmon and regulate the catching thereof in gill nets.....                 | 48   |
| Read first time.....   | 48   |
| Read second time and referred.....   | 199  |
| HOUSE BILL NO. 11—   |      |
| An act to make valid teachers' certificates in any county in the state .....                 | 48   |
| Read first time.....   | 48   |
| Read second time and referred.....   | 199  |
| Amended .....  | 199  |
| Re-referred .....  | 200  |
| HOUSE BILL NO. 12—   |      |
| An act for the relief of Clatsop county.....   | 49   |
| Read first time.....   | 49   |
| Read second time and referred.....   | 199  |

| HOUSE BILL NO. 13—   | Page |
|--|------|
| An act to provide for the assessment and collection of taxes.....              | 49   |
| Read first time.....   | 49   |
| Read second time and referred.....   | 200  |
| Amended.....   | 300  |
| Read third time and passed.....  | 302  |
| HOUSE BILL NO. 14—   |      |
| An act to authorize sheriffs to collect mileage in certain cases.....          | 50   |
| Read first time.....   | 50   |
| Read second time and referred.....   | 200  |
| Ordered all stricken out excepting enacting clause.....                        | 200  |
| Reconsidered and re-referred.....  | 202  |
| Re-referred.....   | 377  |
| Amended.....   | 636  |
| Read third time.....   | 516  |
| Read third time and passed.....  | 824  |
| HOUSE BILL NO. 15—   |      |
| An act to amend sections 3054 to 3056, Hill's code.....                        | 50   |
| Read first time.....   | 50   |
| Read second time and referred.....   | 200  |
| HOUSE BILL NO. 16—   |      |
| An act to amend charter of city of Corvallis.....                              | 50   |
| Read first time.....   | 50   |
| Read second time.....  | 52   |
| A substitute bill adopted.....   | 160  |
| Read third time and passed.....  | 161  |
| Signed.....  | 439  |
| HOUSE BILL NO. 17—   |      |
| An act to amend section 2798, Hill's code.....                                 | 50   |
| Read first time.....   | 50   |
| Read second time and referred.....   | 200  |
| Read third time and passed.....  | 305  |
| HOUSE BILL NO. 18—   |      |
| An act to incorporate the town of Gold Hill.....                               | 50   |
| Read first time.....   | 51   |
| Read second time.....  | 52   |
| Read third time and passed.....  | 205  |
| Signed.....  | 305  |
| HOUSE BILL NO. 19—   |      |
| An act to maintain a state graded school at Lakeview, Oregon.....              | 51   |
| Read first time.....   | 51   |
| Read second time and referred.....   | 200  |
| Amended.....   | 359  |
| Read third time and passed.....  | 513  |
| HOUSE BILL NO. 20—   |      |
| An act to protect food fishes in the Willamette river and its tributaries..... | 51   |
| Read first time.....   | 51   |
| Read second time and referred.....   | 200  |
| HOUSE BILL NO. 21—   |      |
| An act to establish the number of jurors to give verdict in civil actions..... | 51   |
| Read first time.....   | 51   |

|   |      |
|---|------|
| HOUSE BILL NO. 21—CONCLUDED.  | PAGE |
| Read second time and referred .....   | 201  |
| Read third time and passed .....  | 418  |
| HOUSE BILL NO. 22—  |      |
| An act to amend an act for the protection of salmon and other food fishes ..... | 51   |
| Read first time .....   | 51   |
| Read second time and referred .....   | 201  |
| HOUSE BILL NO. 23—  |      |
| An act to reimburse school district No. 73 in Jackson county .....              | 51   |
| Read first time .....   | 51   |
| Read second time and referred .....   | 201  |
| Read third time and passed .....  | 733  |
| HOUSE BILL NO. 24—  |      |
| An act to amend the charter of the town of Woodburn .....                       | 51   |
| Read first time .....   | 51   |
| Read second time .....  | 52   |
| Read third time and passed .....  | 104  |
| Signed .....  | 400  |
| HOUSE BILL NO. 25—  |      |
| An act to amend section 503, Hill's code .....                                  | 53   |
| Read first time .....   | 53   |
| Read second time and referred .....   | 201  |
| Amended .....   | 225  |
| A substitute bill adopted .....   | 375  |
| Read third time and passed .....  | 577  |
| HOUSE BILL NO. 26—  |      |
| An act to amend section 4178, Hill's code .....                                 | 53   |
| Read first time .....   | 53   |
| Read second time and referred .....   | 201  |
| Read third time and passed .....  | 392  |
| HOUSE BILL NO. 27—  |      |
| An act to protect fish in Wallowa county .....                                  | 53   |
| Read first time .....   | 53   |
| Read second time .....  | 53   |
| Ordered printed .....   | 191  |
| Read third time and passed .....  | 318  |
| Signed .....  | 1045 |
| HOUSE BILL NO. 28—  |      |
| An act to limit the fees for publication of legal orders and notices .....      | 54   |
| Read first time .....   | 54   |
| Read second time and referred .....   | 201  |
| HOUSE BILL NO. 29—  |      |
| An act to amend section 2465, Hill's code .....                                 | 54   |
| Read first time .....   | 54   |
| Read second time and referred .....   | 201  |
| HOUSE BILL NO. 30—  |      |
| An act to define in what courts state cases may be brought .....                | 54   |
| Read first time .....   | 54   |
| Read second time and referred .....   | 201  |
| Amended .....   | 201  |
| Amended .....   | 630  |



|   |      |
|---|------|
| HOUSE BILL NO. 31—  | PAGE |
| An act to create liens on crops .....                             | 54   |
| Read first time .....   | 54   |
| Read second time and referred .....                               | 201  |
| Amended .....   | 362  |
| Read third time and passed .....                                  | 505  |
| HOUSE BILL NO. 32—  |      |
| An act to regulate the use of wire fences in eastern Oregon ..... | 54   |
| Read first time .....   | 54   |
| Read second time and referred .....                               | 201  |
| Amended .....   | 354  |
| Read third time and passed .....                                  | 454  |
| HOUSE BILL NO. 33—  |      |
| An act fixing the amount to be charged for right of way .....     | 54   |
| Read first time .....   | 54   |
| Read second time and referred .....                               | 208  |
| HOUSE BILL NO. 34—  |      |
| An act to regulate the duties of railroad companies .....         | 54   |
| Read first time .....   | 55   |
| Read second time and referred .....                               | 208  |
| HOUSE BILL NO. 35—  |      |
| An act to regulate sturgeon fishing .....                         | 55   |
| Read first time .....   | 55   |
| Read second time and referred .....                               | 209  |
| HOUSE BILL NO. 36—  |      |
| An act to amend the assessment laws of Oregon .....               | 55   |
| Read first time .....   | 55   |
| Read second time and referred .....                               | 209  |
| HOUSE BILL NO. 37—  |      |
| An act to amend section 2520, Hill's code .....                   | 55   |
| Read first time .....   | 55   |
| Read second time and referred .....                               | 209  |
| Amended .....   | 348  |
| Read third time and passed .....                                  | 489  |
| HOUSE BILL NO. 38—  |      |
| An act concerning disorderly conduct .....                        | 55   |
| Read first time .....   | 55   |
| Read second time and referred .....                               | 210  |
| Amended .....   | 225  |
| HOUSE BILL NO. 39—  |      |
| An act to amend section 2467, Hill's code .....                   | 55   |
| Read first time .....   | 55   |
| Read second time and referred .....                               | 210  |
| HOUSE BILL NO. 40—  |      |
| An act to protect salmon and other food fishes .....              | 56   |
| Read first time .....   | 56   |
| Read second time and referred .....                               | 210  |
| Amended .....   | 586  |
| Read third time and passed .....                                  | 894  |
| Signed .....  | 1061 |

| HOUSE BILL NO. 41—  | PAGE |
|---|------|
| An act to authorize school districts to borrow money .....                          | 56   |
| Read first time .....   | 56   |
| Read second time .....  | 56   |
| Read third time and passed .....  | 57   |
| Signed .....  | 189  |
| <br>HOUSE BILL NO. 42—  |      |
| An act to provide for the forming of dyking districts .....                         | 57   |
| Read first time .....   | 58   |
| Read second time and referred .....   | 210  |
| Amended .....   | 355  |
| Read third time and passed .....  | 454  |
| Signed .....  | 1045 |
| <br>HOUSE BILL NO. 43—  |      |
| An act to make and maintain footpaths on public highways .....                      | 58   |
| Read first time .....   | 58   |
| Read second time and referred .....   | 211  |
| Read third time and passed .....  | 643  |
| <br>HOUSE BILL NO. 44—  |      |
| An act to amend sections 3002, 3011, and 3013, Hill's code .....                    | 58   |
| Read first time .....   | 58   |
| Read second time and referred .....   | 211  |
| <br>HOUSE BILL NO. 45—  |      |
| An act to amend the pharmacy laws of Oregon .....                                   | 58   |
| Read first time .....   | 58   |
| Read second time and referred .....   | 211  |
| Read third time and passed .....  | 508  |
| Signed .....  | 1045 |
| <br>HOUSE BILL NO. 46—  |      |
| An act to amend an act for prevention of spread of contagious animal diseases ..... | 63   |
| Read first time .....   | 63   |
| Read second time and referred .....   | 211  |
| Amended .....   | 353  |
| Read third time and passed .....  | 453  |
| <br>HOUSE BILL NO. 47—  |      |
| An act to amend an act for the laying out of county roads .....                     | 63   |
| Read first time .....   | 63   |
| Read second time and referred .....   | 211  |
| <br>HOUSE BILL NO. 48—  |      |
| An act prescribing certain qualifications for county school superintendents .....   | 63   |
| Read first time .....   | 63   |
| Read second time and referred .....   | 211  |
| Read third time and failed to pass .....  | 463  |
| Reconsidered and bill recommitted to committee on education .....                   | 479  |
| Read third time and passed .....  | 808  |
| <br>HOUSE BILL NO. 49—  |      |
| An act to define the terms "land" and "real property" .....                         | 63   |
| Read first time .....   | 64   |
| Read second time and referred .....   | 211  |

| HOUSE BILL NO. 50—   | PAGE    |
|--|---------|
| An act to establish a board of commissioners for promotion of uniformity in legis- |         |
| lation .....   | 64      |
| Read first time .....  | 64      |
| Read second time and referred .....  | 212     |
| HOUSE BILL NO. 51—   |         |
| An act to define larceny in certain cases .....                                    | 64      |
| Read first time .....  | 64      |
| Read second time and referred .....  | 212     |
| HOUSE BILL NO. 52—   |         |
| An act to create the eighth judicial district in Oregon .....                      | 64      |
| Read first time .....  | 64      |
| Read second time and referred .....  | 212     |
| HOUSE BILL NO. 53—   |         |
| An act to amend section 3590, Hill's code .....                                    | 64      |
| Read first time .....  | 64      |
| Read second time and referred .....  | 212     |
| An amendment reported but not acted on .....                                       | 361     |
| Read third time and passed .....   | 577     |
| Signed .....   | 58      |
| HOUSE BILL NO. 54—   |         |
| An act to amend section 813, Hill's annotated laws .....                           | 64      |
| Read first time .....  | 64      |
| Read second time and referred .....  | 213     |
| HOUSE BILL NO. 55—   |         |
| An act to amend the assessment laws of Oregon .....                                | 64      |
| Read first time .....  | 65      |
| Read second time and referred .....  | 215     |
| Amended .....  | 306-309 |
| Read third time and passed .....   | 311     |
| HOUSE BILL NO. 56—   |         |
| An act to amend section 308, Hill's code .....                                     | 65      |
| Read first time .....  | 65      |
| Read second time and referred .....  | 216     |
| Amended .....  | 617     |
| HOUSE BILL NO. 57—   |         |
| An act to authorize the city of Astoria to erect a seawall .....                   | 65      |
| Read first time .....  | 65      |
| Read sec   |         |
| Read thi   |         |
| HOUSE BILL   |         |
| An act to  |         |
| Read fir   |         |
| Read sec   |         |
| HOUSE BILL   |         |
| An act to  |         |
| Read fir   |         |
| Read sec   |         |
| 6  |         |

|   | PAGE    |
|---|---------|
| HOUSE BILL NO. 60—  |         |
| An act making attorney's fees in promissory notes unlawful..... | 66      |
| Read first time.....  | 66      |
| Read second time and referred.....                              | 216     |
| HOUSE BILL NO. 61—  |         |
| An act to regulate fares charged by sleeping-car companies..... | 66      |
| Read first time.....  | 66      |
| Read second time and referred.....                              | 216     |
| HOUSE BILL NO. 62—  |         |
| An act to repeal section 4101, Hill's code.....                 | 66      |
| Read first time.....  | 66      |
| Read second time and referred.....                              | 216     |
| Amended.....  | 569     |
| Read third time and passed.....                                 | 878     |
| HOUSE BILL NO. 63—  |         |
| An act to amend section 4085, Hill's code.....                  | 66      |
| Read first time.....  | 66      |
| Read second time and referred.....                              | 217     |
| HOUSE BILL NO. 64—  |         |
| An act to amend sections 3597 and 3619, Hill's code.....        | 67      |
| Read first time.....  | 67      |
| Read second time and referred.....                              | 217     |
| Substitute bill submitted as an amendment.....                  | 437     |
| Read third time and passed.....                                 | 456     |
| Signed.....   | 755     |
| HOUSE BILL NO. 65—  |         |
| An act to amend section 2590, miscellaneous laws of Oregon..... | 67      |
| Read first time.....  | 67      |
| Read second time and referred.....                              | 217     |
| HOUSE BILL NO. 66—  |         |
| An act to fix the maximum salary of public officers.....        | 67      |
| Read first time.....  | 67      |
| Read second time and referred.....                              | 218     |
| Amended.....  | 218     |
| Amendment reported.....   | 633     |
| Bill and amendments indefinitely postponed.....                 | 825-827 |
| HOUSE BILL NO. 67—  |         |
| An act to amend section 2782, Hill's code.....                  | 67      |
| Read first time.....  | 68      |
| Read second time and referred.....                              | 218     |
| HOUSE BILL NO. 68—  |         |
| An act to amend section 2699, miscellaneous laws of Oregon..... | 68      |
| Read first time.....  | 68      |
| Read second time and referred.....                              | 218     |
| Amended.....  | 218     |
| Read third time and passed.....                                 | 423     |
| HOUSE BILL NO. 68—  |         |
| An act for the relief of Douglas county.....                    | 68      |
| Read first time.....  | 68      |
| Read second time and referred.....                              | 218     |

| HOUSE BILL NO. 70—   | PAGE |
|--|------|
| An act to amend section 313 (310), Hill's code .....             | 68   |
| Read first time .....  | 68   |
| Read second time and referred .....                              | 218  |
| HOUSE BILL NO. 71—   |      |
| An act to regulate the doings of public works .....              | 68   |
| Read first time .....  | 68   |
| Read second time and referred .....                              | 219  |
| Read third time and passed .....                                 | 442  |
| HOUSE BILL NO. 72—   |      |
| An act to repeal an act creating the railroad commission .....   | 68   |
| Read first time .....  | 68   |
| Read second time and referred .....                              | 219  |
| Indefinitely postponed .....                                     | 580  |
| HOUSE BILL NO. 73—   |      |
| An act for the calling of a constitutional convention .....      | 68   |
| Read first time .....  | 69   |
| Read second time and referred .....                              | 219  |
| Amended .....  | 563  |
| Read third time and failed to pass .....                         | 882  |
| HOUSE BILL NO. 74—   |      |
| An act to amend sections 2814 to 2817, Hill's code .....         | 69   |
| Read first time .....  | 69   |
| Read second time and referred .....                              | 219  |
| Read third time and passed .....                                 | 423  |
| HOUSE BILL NO. 75—   |      |
| An act to amend an act regulating the practice of medicine ..... | 69   |
| Read first time .....  | 69   |
| Read second time and referred .....                              | 220  |
| Withdrawn .....  | 236  |
| Read third time and indefinitely postponed .....                 | 576  |
| HOUSE BILL NO. 76—   |      |
| An act to establish a bureau of vital statistics .....           | 69   |
| Read first time .....  | 69   |
| Read second time and referred .....                              | 221  |
| Read third time and failed to pass .....                         | 575  |
| HOUSE BILL NO. 77—   |      |
| An act for the relief of Malheur county .....                    | 70   |
| Read first time .....  | 70   |
| Read second time and referred .....                              | 221  |
| Read third time and failed to pass .....                         | 878  |
| HOUSE BILL NO. 78—   |      |
| An act to amend section 2874, Hill's code .....                  | 70   |
| Read first time .....  | 70   |
| Read second time and referred .....                              | 221  |
| HOUSE BILL NO. 79—   |      |
| An act to protect salmon and other food fishes .....             | 70   |
| Read first time .....  | 70   |
| Read second time and referred .....                              | 222  |

| HOUSE BILL NO. 80—  | PAGE |
|---|------|
| An act to prevent the production and sale of unwholesome food ..... | 71   |
| Read first time .....   | 71   |
| Read second time and referred .....                                 | 226  |
| Amended .....   | 539  |
| HOUSE BILL NO. 81—  |      |
| An act to amend section 2826, Hill's code .....                     | 71   |
| Read first time .....   | 71   |
| Read second time and referred .....                                 | 227  |
| HOUSE BILL NO. 82—  |      |
| An act to amend an act relative to laying out county roads .....    | 71   |
| Read first time .....   | 71   |
| Read second time and referred .....                                 | 227  |
| HOUSE BILL NO. 83—  |      |
| Withdrawn by unanimous consent .....                                | 71   |
| HOUSE BILL NO. 84—  |      |
| An act to amend an act relating to laying out county roads .....    | 72   |
| Read first time .....   | 72   |
| Read second time and referred .....                                 | 227  |
| HOUSE BILL NO. 85—  |      |
| An act to amend section 8587, Hill's code .....                     | 72   |
| Read first time .....   | 72   |
| Read second time and referred .....                                 | 227  |
| HOUSE BILL NO. 86—  |      |
| An act to amend section 73, Hill's code .....                       | 72   |
| Read first time .....   | 72   |
| Read second time and referred .....                                 | 227  |
| Amended .....   | 843  |
| Read third time and passed .....                                    | 410  |
| HOUSE BILL NO. 87—  |      |
| An act to amend sections 298, 302, and 303, Hill's code .....       | 72   |
| Read first time .....   | 72   |
| Read second time and referred .....                                 | 228  |
| Amended .....   | 617  |
| Read third time and passed .....                                    | 874  |
| HOUSE BILL NO. 88—  |      |
| An act to provide for assessment of promissory notes .....          | 72   |
| Read first time .....   | 73   |
| Read second time and referred .....                                 | 228  |
| HOUSE BILL NO. 89—  |      |
| An act to prohibit the use of narrow tires on wagons .....          | 73   |
| Read first time .....   | 73   |
| Read second time and referred .....                                 | 228  |
| Amended .....   | 570  |
| Read third time and passed .....                                    | 890  |
| HOUSE BILL NO. 90—  |      |
| An act to authorize the city of Astoria to bridge Youngs bay .....  | 73   |
| Read first time .....   | 73   |
| Read second time and ordered printed .....                          | 73   |

|   |      |
|---|------|
| HOUSE BILL NO. 91 —   | PAGE |
| An act relating to the transfer of real estate .....                | 84   |
| Read first time .....   | 84   |
| Read second time and referred .....                                 | 228  |
| HOUSE BILL NO. 92 —   |      |
| An act fixing the salaries of county treasurers .....               | 84   |
| Read first time .....   | 84   |
| Read second time and referred .....                                 | 228  |
| Amended .....   | 638  |
| Amended .....   | 865  |
| Read third time and passed .....                                    | 865  |
| Signed .....  | 1023 |
| HOUSE BILL NO. 93 —   |      |
| An act to amend section 8350, Hill's code .....                     | 84   |
| Read first time .....   | 85   |
| Read second time and referred .....                                 | 228  |
| Original withdrawn and substitute bill ordered inserted .....       | 259  |
| Read third time and passed .....                                    | 691  |
| HOUSE BILL NO. 94.  |      |
| An act to prevent black-listing and keeping a black list .....      | 85   |
| Read first time .....   | 85   |
| Read second time and referred .....                                 | 229  |
| Read third time and passed .....                                    | 891  |
| HOUSE BILL NO. 95 —   |      |
| An act to require preservation of official bonds .....              | 85   |
| Read first time .....   | 85   |
| Read second time and referred .....                                 | 229  |
| HOUSE BILL No. 96 —   |      |
| An act for the relief of Union county .....                         | 85   |
| Read first time .....   | 85   |
| Read second time and referred .....                                 | 229  |
| HOUSE BILL NO. 97 —   |      |
| An act limiting attorneys' fees to be recovered .....               | 85   |
| Read first time .....   | 85   |
| Read second time and referred .....                                 | 229  |
| HOUSE BILL NO. 98 —   |      |
| An act to abolish attorneys' fee clauses in written contracts ..... | 85   |
| Read first time .....   | 85   |
| Read second time and referred .....                                 | 229  |
| HOUSE BILL NO. 99 —   |      |
| An act to authorize county recorders to take acknowledgments .....  | 85   |
| Read first time .....   | 85   |
| Read second time and referred .....                                 | 229  |
| Amended .....   | 343  |
| Read third time and passed .....                                    | 424  |
| HOUSE BILL NO. 100 —  |      |
| An act to amend section 4061, Hill's code .....                     | 85   |
| Read first time .....   | 85   |
| Read second time and referred .....                                 | 229  |





| HOUSE BILL NO. 112—  | PAGE |
|--|------|
| An act to amend the fish and game laws of Oregon .....                                 | 87   |
| Read first time .....  | 87   |
| Read second time and referred ..   | 231  |
| HOUSE BILL NO. 113—  |      |
| An act to prevent the production and sale of unwholesome foods.....                    | 87   |
| Read first time.....   | 87   |
| Read second time and referred.....   | 231  |
| HOUSE BILL NO. 114 --  |      |
| An act to amend sections 1429 and 1443, Hill's code.....                               | 87   |
| Read first time.....   | 87   |
| Read second time and referred.....   | 232  |
| Amended .....  | 824  |
| Read third time and passed .....   | 869  |
| HOUSE BILL NO. 115—  |      |
| An act to amend sections 2575 to 2577, Hill's code .....                               | 91   |
| Read first time.....   | 91   |
| Read second time and referred.....   | 232  |
| HOUSE BILL NO. 116—  |      |
| An act amending the charter of the town of Canyon City.....                            | 91   |
| Read first time.....   | 91   |
| Read second time.....  | 232  |
| Read third time and passed .....   | 232  |
| Signed .....   | 1023 |
| HOUSE BILL NO. 117—  |      |
| An act to define medical institutions of good standing .....                           | 91   |
| Read first time.....   | 93   |
| Replaced by a substitute bill .....  | 211  |
| Read second time and referred.....   | 233  |
| Read third time and passed .....   | 807  |
| Signed .....   | 1023 |
| HOUSE BILL NO. 118—  |      |
| An act to repeal an act creating additional circuit judge in third judicial district.. | 92   |
| Read first time.....   | 92   |
| Read second time and referred.....   | 233  |
| HOUSE BILL NO. 119—  |      |
| An act to establish a state normal school at Ashland.....                              | 92   |
| Read first time.....   | 92   |
| Read second time and referred.....   | 136  |
| Amended .....  | 357  |
| Read third time and passed.....  | 517  |
| HOUSE BILL NO 120—   |      |
| An act to amend sections 4061, 4070, and 4085, Hill's code .....                       | 92   |
| Read first time .....  | 92   |
| Read second time and referred .....  | 233  |
| Amended .....  | 563  |
| HOUSE BILL NO. 121—  |      |
| An act to create the office of state assessor .....                                    | 92   |
| Read first time .....  | 92   |
| Read second time and referred .....  | 234  |

|  | PAGE |
|--|------|
| HOUSE BILL NO. 122—  |      |
| An act to amend charter of the city of Corvallis .....   | 101  |
| Read first time .....  | 102  |
| Read second time and referred .....  | 102  |
| Substitute bill entered by committee .....   | 283  |
| Read third time and passed .....   | 284  |
| Signed .....   | 1045 |
| HOUSE BILL NO. 123—  |      |
| An act to more definitely set forth the duties of county commissioner in Multnomah<br>county ..... | 102  |
| Read first time .....  | 102  |
| Read second time and referred .....  | 237  |
| HOUSE BILL NO. 124—  |      |
| An act to amend section 1180, Hill's code .....  | 102  |
| Read first time .....  | 102  |
| Read second time and referred .....  | 237  |
| Read third time and passed .....   | 443  |
| HOUSE BILL NO. 125—  |      |
| An act to prohibit the catching of salmon by traps or stationary gear .....                        | 102  |
| Read first time .....  | 102  |
| Read second time and referred .....  | 287  |
| Amended .....  | 837  |
| Read third time and failed to pass .....   | 838  |
| Reconsidered, read third time and passed .....   | 903  |
| HOUSE BILL NO. 126—  |      |
| An act to provide for liens on horses for the cost of shoeing .....                                | 102  |
| Read first time .....  | 103  |
| Read second time and referred .....  | 237  |
| Amended .....  | 514  |
| Read third time and passed .....   | 567  |
| Signed .....   | 1046 |
| HOUSE BILL NO. 127—  |      |
| An act to amend section 2 of the assessment law of 1893 .....                                      | 103  |
| Read first time .....  | 103  |
| Read second time and referred .....  | 237  |
| HOUSE BILL NO. 128—  |      |
| An act to amend section 4093, Hill's code .....  | 103  |
| Read first time .....  | 103  |
| Read second time and referred .....  | 238  |
| HOUSE BILL NO. 129—  |      |
| An act to amend section 3887, Hill's code .....  | 113  |
| Read first time .....  | 113  |
| Read second time and referred .....  | 238  |
| HOUSE BILL NO. 130—  |      |
| An act to change the name of the city of East Cottage Grove .....                                  | 118  |
| Read first time .....  | 113  |
| Read second time and referred .....  | 114  |
| Read third time and passed .....   | 207  |
| Signed .....   | 721  |

| HOUSE BILL NO. 181—   | PAGE     |
|---|----------|
| An act to repeal section 16 of the charter of Prairie City.....     | 115      |
| Read first time.....  | 116      |
| Read second time.....   | 116      |
| Read third time and failed to pass (no quorum).....                 | 117      |
| Read third time and passed.....                                     | 121      |
| Signed .....  | 481      |
| <br>HOUSE BILL NO. 182—   |          |
| An act to define the use and care of country schoolhouses .....     | 117      |
| Read first time.....  | 117      |
| Read second time and referred.....                                  | 238      |
| Amended .....   | 238      |
| Amended again.....  | 258      |
| Read third time and passed.....                                     | 480      |
| <br>HOUSE BILL NO. 183—   |          |
| An act to amend an act amendatory of section 2364, Hill's code..... | 117      |
| Read first time.....  | 117      |
| Read second time.....   | 238      |
| Amended .....   | 238, 259 |
| Referred .....  | 239      |
| <br>HOUSE BILL NO. 184—   |          |
| An act to regulate the carrying of prisoners.....                   | 117      |
| Read first time.....  | 117      |
| Read second time.....   | 239      |
| Amended and referred.....   | 240      |
| Amended again.....  | 240      |
| Amendment proposed .....  |          |
| <br>HOUSE BILL NO. 185—   |          |
| An act to create the office of precinct assessor .....              | 117      |
| Read first time .....   | 118      |
| Read second time and referred .....                                 | 245      |
| <br>HOUSE BILL NO. 186—   |          |
| An act to create the county of Vernon .....                         | 118      |
| Read first time .....   | 118      |
| Read second time and referred.....                                  | 118      |
| Read third time and passed .....                                    | 223      |
| <br>HOUSE BILL NO. 187—   |          |
| An act to amend the election laws of Oregon .....                   | 119      |
| Read first time .....   | 120      |
| Read second time and referred .....                                 | 120      |
| Re-referred.....  | 178      |
| Amended .....   | 542      |
| <br>HOUSE BILL NO. 188—   |          |
| An act to prescribe the fees of witnesses in Marion county .....    | 124      |
| Read first time .....   | 124      |
| Read third time and passed .....                                    | 698      |
| <br>HOUSE BILL NO. 189—   |          |
| An act to improve the Wallowa canyon wagon road.....                | 124      |
| Read first time .....   | 124      |
| Read second time and referred .....                                 | 245      |

|  | PAGE |
|--|------|
| <b>HOUSE BILL NO. 140—</b>   |      |
| An act requiring the keeping of fire escapes on public buildings.....  | 124  |
| Read first time .....  | 124  |
| Read second time and referred .....  | 245  |
| Read third time and passed .....   | 895  |
| <b>HOUSE BILL NO. 141—</b>   |      |
| An act to establish a state normal school at Coquille City.....  | 124  |
| Read first time.....   | 124  |
| Read second time and referred.....   | 245  |
| Read third time and failed to pass .....   | 610  |
| <b>HOUSE BILL NO. 142—</b>   |      |
| An act to amend the charter of the city of Astoria .....   | 124  |
| Read first time.....   | 125  |
| Read second time and referred.....   | 125  |
| Read third time and passed .....   | 300  |
| Signed .....   | 1061 |
| <b>HOUSE BILL NO. 143—</b>   |      |
| An act to authorize Portland bridge commission to operate free ferries and bridges<br>across the Willamette river..... | 125  |
| Read first time.....   | 126  |
| Read second time and referred.....   | 126  |
| Amended .....  | 474  |
| Read third time and passed .....   | 476  |
| <b>HOUSE BILL NO. 144—</b>   |      |
| An act to amend an act establishing branch insane asylum in eastern Oregon .....                                       | 126  |
| Read first time.....   | 126  |
| Read second time and referred.....   | 248  |
| Laid on the table .....  | 600  |
| <b>HOUSE BILL NO. 145—</b>   |      |
| An act to amend section 959, Hill's code .....   | 126  |
| Read first time.....   | 126  |
| Read second time and referred.....   | 248  |
| <b>HOUSE BILL NO. 146—</b>   |      |
| An act for the location and relocation of quartz mining claims.....  | 126  |
| Read first time.....   | 127  |
| Read second time and referred.....   | 248  |
| Amendments proposed but not acted on .....   | 558  |
| Read third time and passed .....   | 896  |
| <b>HOUSE BILL NO. 147—</b>   |      |
| An act to amend an act regulating the practice of medicine.....  | 127  |
| Read first time.....   | 127  |
| Read second time and referred.....   | 248  |
| <b>HOUSE BILL NO. 148—</b>   |      |
| An act to amend sections 4151 and 4158, Hill's code.....   | 127  |
| Read first time.....   | 127  |
| Read second time and referred.....   | 249  |
| <b>HOUSE BILL NO. 149—</b>   |      |
| An act to amend section 54, chapter I, title V, Hill's code.....   | 127  |
| Read first time.....   | 127  |
| Read second time and referred.....   | 249  |
| Read third time and passed .....   | 318  |

|       |     |
|-------|-----|
| ----- | 250 |
| ----- | 528 |
| ----- | 717 |

| HOUSE BILL NO. 160—  | PAGE |
|--|------|
| An act relating to per diem and fees of county commissioners in Morrow county....      | 130  |
| Read first time .....  | 130  |
| Read second time and referred .....  | 165  |
| Read second time and referred .....  | 260  |
| Amended .....  | 732  |
| Read third time and passed .....   | 864  |
| HOUSE BILL NO. 161—  |      |
| An act to repeal sections 3738, 3739, and 3740, Hill's code.....                       | 130  |
| Read first time .....  | 130  |
| Read second time and referred .....  | 251  |
| HOUSE BILL NO. 162—  |      |
| An act to repeal sections 4081 and 4082, Hill's code.....                              | 130  |
| Read first time .....  | 130  |
| Read second time and referred .....  | 251  |
| HOUSE BILL NO. 163—  |      |
| An act to amend the laws relating to the locating of mining claims.....                | 130  |
| Read second time and referred.....   | 252  |
| HOUSE BILL NO. 164—  |      |
| To repeal an act providing for an additional judge in the third judicial district..... | 131  |
| Read first time.....   | 132  |
| Read second time and referred.....   | 252  |
| Read third time and failed to pass .....   | 684  |
| HOUSE BILL NO. 165—  |      |
| An act to define a general average loss.....   | 132  |
| Read first time .....  | 132  |
| Read second time and referred.....   | 252  |
| Read third time and passed .....   | 710  |
| HOUSE BILL NO. 166—  |      |
| An act to repeal the courtesy clause in statutory law .....                            | 133  |
| Read first time.....   | 133  |
| Read second time and referred.....   | 252  |
| HOUSE BILL NO. 167—  |      |
| An act to provide a bounty for destroying sea lions.....                               | 133  |
| Read first time.....   | 133  |
| Read second time and referred .....  | 252  |
| HOUSE BILL NO. 168—  |      |
| An act to enable the state to comply with the Carey arid land act.....                 | 133  |
| Read first time.....   | 133  |
| Read second time and referred.....   | 252  |
| HOUSE BILL NO. 169—  |      |
| An act to legalize the bonded indebtedness of the city of Astoria.....                 | 133  |
| Read first time .....  | 133  |
| Read second time.....  | 134  |
| Read third time and passed .....   | 135  |
| Signed .....   | 585  |
| HOUSE BILL NO. 170—  |      |
| An act to provide a fund for improving public roads.....                               | 135  |
| Read first time .....  | 135  |
| Read second time and referred .....  | 253  |

|   | PAGE |
|---|------|
| HOUSE BILL NO. 171—   |      |
| An act requiring county officers to make monthly statements of receipts and disbursements ..... | 185  |
| Read first time .....   | 135  |
| Read second time and referred .....   | 258  |
| Amended .....   | 872  |
| Read third time and failed to pass .....  | 841  |
| HOUSE BILL NO. 172—   |      |
| An act to regulate the fees of justices of the peace .....                                      | 135  |
| Read first time .....   | 135  |
| Read second time and referred .....   | 258  |
| HOUSE BILL NO. 173—   |      |
| An act to amend an act establishing Oregon soldiers' home .....                                 | 135  |
| Read first time .....   | 135  |
| Read second time and referred .....   | 258  |
| Amended .....   | 870  |
| HOUSE BILL NO. 174—   |      |
| An act to regulate the fees of jurymen .....  | 135  |
| Read first time .....   | 135  |
| Read second time and referred .....   | 258  |
| HOUSE BILL NO. 175—   |      |
| An act to secure payment for feeding and care of livestock .....                                | 185  |
| Read first time .....   | 135  |
| Read second time and referred .....   | 258  |
| Read third time .....   | 453  |
| Failed to pass .....  | 453  |
| HOUSE BILL NO. 176—   |      |
| An act to amend charter of the town of Mt. Angel .....  | 135  |
| Read first time .....   | 135  |
| Read second time and referred .....   | 136  |
| Read third time and passed .....  | 208  |
| Senate amendments concurred in .....  | 444  |
| Signed .....  | 506  |
| HOUSE BILL NO. 177—   |      |
| An act to define employers' liability for employes injuries .....                               | 136  |
| Read first time .....   | 137  |
| Read second time and referred .....   | 137  |
| HOUSE BILL NO. 178—   |      |
| An act to amend sections 162 and 163, and repeal sections 164 to 168, Hill's code ....          | 137  |
| Read first time .....   | 138  |
| Read second time and referred .....   | 253  |
| HOUSE BILL NO. 179—   |      |
| An act to fix the salaries of district attorneys .....  | 138  |
| Read first time .....   | 138  |
| Read second time and referred .....   | 253  |
| Read third time and failed to pass .....  | 814  |
| HOUSE BILL NO. 180—   |      |
| An act to provide for the election of precinct assessors .....                                  | 138  |
| Read first time .....   | 138  |
| Read second time and referred .....   | 254  |

|  |     |
|--|-----|
| An act to provide for the election of precinct assessors ..... | 142 |
| Read first time .....  | 143 |
| Read second time and referred .....                            | 255 |



| HOUSE BILL NO. 192—   | PAGE |
|---|------|
| An act to amend sections 971 and 972, Hill's code .....                                 | 143  |
| Read first time .....   | 143  |
| Title of bill amended .....   | 186  |
| Read second time and referred .....   | 256  |
| Amended .....   | 347  |
| Read third time and passed .....  | 419  |
| <br>HOUSE BILL NO. 193—   |      |
| An act to amend section 1 of an act securing laborers' liens on mining claims .....     | 143  |
| Read first time .....   | 143  |
| Read second time and referred .....   | 143  |
| Amended .....   | 370  |
| Read third time and passed .....  | 596  |
| <br>HOUSE BILL NO. 194—   |      |
| An act to compel transportation lines to carry lime in bulk .....                       | 143  |
| Read first time .....   | 144  |
| Read second time and referred .....   | 256  |
| <br>HOUSE BILL NO. 195—   |      |
| An act to amend section 2897, Hill's code .....   | 144  |
| Read first time .....   | 144  |
| Read second time and referred .....   | 256  |
| Read third time and passed .....  | 448  |
| <br>HOUSE BILL NO. 196—   |      |
| To repeal an act regulating the amount to be paid on a policy of insurance .....        | 153  |
| Read first time .....   | 153  |
| Read second time and referred .....   | 256  |
| <br>HOUSE BILL NO. 197—   |      |
| An act to amend an act to regulate the amount to be paid on a policy of insurance ..... | 153  |
| Read first time .....   | 153  |
| Read second time and referred .....   | 256  |
| <br>HOUSE BILL NO. 198—   |      |
| An act to repeal section 6 of an act to punish the harboring of seamen .....            | 153  |
| Read first time .....   | 154  |
| Read second time and referred .....   | 256  |
| <br>HOUSE BILL NO. 199—   |      |
| An act to amend section 1170, Hill's code .....   | 154  |
| Read first time .....   | 154  |
| Read second time and referred .....   | 257  |
| Read third time and passed .....  | 442  |
| <br>HOUSE BILL NO. 200—   |      |
| An act to amend an act amendatory of section 2853, Hill's code .....                    | 154  |
| Read first time .....   | 154  |
| Read second time and referred .....   | 257  |
| Read third time .....   | 417  |
| Failed to pass .....  | 417  |
| Read third time .....   | 746  |
| Failed to pass .....  | 747  |
| <br>HOUSE BILL NO. 201—   |      |
| An act to regulate railroad rates of transportation .....                               | 154  |
| Read first time .....   | 154  |
| Read second time and referred .....   | 289  |

| HOUSE BILL NO. 202—  | PAGE |
|--|------|
| An act to amend an act to regulate the practice of medicine.....               | 154  |
| Read first time.....   | 154  |
| Read second time and referred.....   | 289  |
| HOUSE BILL NO. 203—  |      |
| An act to amend an act to prevent swine running at large.....                  | 155  |
| Read first time.....   | 155  |
| Read second time and referred.....   | 289  |
| Amended .....  | 796  |
| HOUSE BILL NO. 204—  |      |
| An act to amend section 2469, Hill's code .....                                | 55   |
| Read first time .....  | 155  |
| Read second time and referred .....  | 289  |
| HOUSE BILL NO. 205—  |      |
| An act to regulate the filing and recording of mortgages .....                 | 155  |
| Read first time .....  | 155  |
| Read second time and referred .....  | 290  |
| Read third time and passed .....   | 892  |
| HOUSE BILL NO. 206—  |      |
| An act to provide for the recovery of attorney's fees in certain actions ..... | 156  |
| Read first time .....  | 156  |
| Read second time and referred .....  | 290  |
| Read third time and passed .....   | 481  |
| HOUSE BILL NO. 207—  |      |
| An act to punish defacing of mining claim notices.....                         | 156  |
| Read first time .....  | 156  |
| Read second time and referred .....  |      |
| Read third time and passed .....   | 596  |
| HOUSE BILL NO. 208—  |      |
| An act to amend the act providing a state board of equalization.....           | 156  |
| Read first time .....  | 156  |
| Read second time and referred .....  | 290  |
| Read third time and passed .....   | 318  |
| HOUSE BILL NO. 209—  |      |
| An act to amend section 2794, Hill's code.....                                 | 156  |
| Read first time .....  | 156  |
| Read second time and referred .....  | 290  |
| HOUSE BILL NO. 210—  |      |
| An act to amend section 3066, Hill's code.....                                 | 156  |
| Read first time .....  | 156  |
| Read second time and referred .....  | 291  |
| HOUSE BILL NO. 211—  |      |
| An act to repeal section 3080, Hill's code.....                                | 156  |
| Read first time.....   | 157  |
| Read second time and referred .....  | 291  |
| HOUSE BILL NO. 212—  |      |
| An act to amend section 1779, Hill's code .....                                | 157  |
| Read first time.....   | 157  |
| Read second time and referred.....   | 291  |
| Read third time and passed .....   | 447  |

|   | PAGE |
|---|------|
| HOUSE BILL NO. 213—   |      |
| An act to amend an act to protect salmon and other food fishes.....           | 187  |
| Read first time.....  | 187  |
| Read second time and referred.....  | 291  |
| HOUSE BILL NO. 214—   |      |
| An act to provide for corporate precinct organisation.....                    | 187  |
| Read first time.....  | 187  |
| Read second time and referred.....  | 291  |
| HOUSE BILL NO. 215—   |      |
| An act regulating mortgage foreclosures.....                                  | 163  |
| Read first time.....  | 163  |
| Read second time and referred.....  | 292  |
| HOUSE BILL NO. 216—   |      |
| An act to create the tenth judicial district.....                             | 163  |
| Read first time.....  | 163  |
| Read second time and referred.....  | 292  |
| HOUSE BILL NO. 217—   |      |
| An act to provide for the appointment of judges and clerks of elections.....  | 163  |
| Read first time.....  | 163  |
| Read second time and referred.....  | 292  |
| HOUSE BILL NO. 218—   |      |
| An act to promote purity of elections.....                                    | 163  |
| Read first time.....  | 163  |
| Read second time and referred.....  | 292  |
| HOUSE BILL NO. 219—   |      |
| An act to punish discrimination in freight rates against Oregon products..... | 163  |
| Read first time.....  | 163  |
| Read second time and referred.....  | 292  |
| HOUSE BILL NO. 220—   |      |
| An act to amend an act amendatory of section 8238, Hill's code.....           | 164  |
| Read first time.....  | 164  |
| Read second time and referred.....  | 292  |
| Read third time and passed.....   | 441  |
| HOUSE BILL NO. 221—   |      |
| An act to provide for the filing and recording of contracts.....              | 164  |
| Read first time.....  | 164  |
| Read second time and referred.....  | 292  |
| HOUSE BILL NO. 222—   |      |
| An act to amend an act relating to the laying out of county roads.....        | 164  |
| Read first time.....  | 164  |
| Read second time and referred.....  | 316  |
| Amended.....  | 449  |
| Amended.....  | 436  |
| Laid on the table.....  | 694  |
| Taken from table, read third time and passed.....                             | 894  |
| HOUSE BILL NO. 223—   |      |
| An act to amend section 291 (288), Hill's code.....                           | 164  |
| Read first time.....  | 164  |
| Read second time and referred.....  | 316  |
| Read third time and failed to pass.....                                       | 643  |

| HOUSE BILL NO. 224 —   | PAGE |
|--|------|
| An act to change mining and water rights records of Jackson county from clerk's to recorder's office ..... | 164  |
| Read first time .....  | 165  |
| Read second time and referred .....  | 316  |
| Amended .....  | 619  |
| Read third time and passed .....   | 886  |
| HOUSE BILL NO. 225—  |      |
| An act fixing bounty on coyote scalps and other animals .....  | 165  |
| Read first time .....  | 165  |
| Read second time and referred .....  | 316  |
| Amended .....  | 525  |
| Read third time and failed to pass .....   | 735  |
| Reconsidered, read third time, and again failed to pass .....  | 890  |
| HOUSE BILL NO. 226 —   |      |
| An act to amend section 1749 (539), Hill's code .....  | 166  |
| Read first time .....  | 165  |
| Read second time and referred .....  | 317  |
| Read third time and failed to pass .....   | 575  |
| HOUSE BILL NO. 227 —   |      |
| An act to create the county of Calipoolia .....  | 189  |
| Read first time .....  | 189  |
| Read second time and referred .....  | 190  |
| Considered engrossed and placed on calendar for third reading .....  | 384  |
| Read third time .....  | 386  |
| Passed .....   | 498  |
| HOUSE BILL NO. 228 —   |      |
| An act to create the office of county auditor in Multnomah county .....                                    | 165  |
| Read first time .....  | 165  |
| Read second time and referred .....  | 317  |
| Read third time .....  | 335  |
| Read third time and passed .....   | 376  |
| Senate amendments concurred in .....   | 1008 |
| Signed .....   | 1061 |
| HOUSE BILL NO. 229 —   |      |
| An act to fix compensation of constables and justices of the peace in certain counties .....               | 165  |
| Read first time .....  | 165  |
| Read second time and referred .....  | 317  |
| Read third time and passed .....   | 870  |
| Signed .....   | 1045 |
| HOUSE BILL NO. 230 —   |      |
| An act for the examination and licensing of steam engines .....  | 165  |
| Read first time .....  | 165  |
| Read second time .....   | 323  |
| Amended and referred .....   | 323  |
| HOUSE BILL NO. 231 —   |      |
| Withdrawn .....  | 166  |
| HOUSE BILL NO. 232 —   |      |
| An act fixing liability of debtors and creditors for assessment purposes .....                             | 166  |
| Read first time .....  | 167  |
| Read second time and referred .....  | 324  |

| HOUSE BILL NO. 233—  | PAGE |
|--|------|
| An act to prevent the sale of liquors within one mile of any soldiers' home.....         | 167  |
| Read first time.....   | 167  |
| Read second time and referred.....   | 167  |
| Read third time and passed .....   | 319  |
| <br>HOUSE BILL NO. 234—  |      |
| An act to provide the manner of collecting taxes.....                                    | 167  |
| Read first time.....   | 167  |
| Read second time and referred.....   | 324  |
| <br>HOUSE BILL NO. 235 —   |      |
| An act to provide for liens on farm products.....  | 167  |
| Read first time.....   | 168  |
| Read second time and referred.....   | 324  |
| Re-referred.....   | 325  |
| Withdrawn .....  | 508  |
| <br>HOUSE BILL NO. 236 —   |      |
| An act for the more effective organization of the militia.....                           | 168  |
| Read first time.....   | 168  |
| Read second time and referred.....   | 325  |
| <br>HOUSE BILL NO. 237 —   |      |
| An act for the relief of persons who failed to comply with the medical law of 1889 ..... | 168  |
| Read first time.....   | 168  |
| Read second time and referred.....   | 325  |
| Read third time and passed .....   | 327  |
| <br>HOUSE BILL NO. 238—  |      |
| An act to amend section 2794, Hill's code.....   | 168  |
| Read first time.....   | 168  |
| Read second time and referred.....   | 327  |
| <br>HOUSE BILL NO. 239—  |      |
| An act to amend section 4063, Hill's code .....  | 168  |
| Read first time.....   | 168  |
| Read second time.....  | 327  |
| Amended and referred.....  | 327  |
| <br>HOUSE BILL NO. 240—  |      |
| An act to repeal section 3030, Hill's code.....  | 168  |
| Read first time.....   | 169  |
| Read second time and referred.....   | 328  |
| <br>HOUSE BILL NO. 241—  |      |
| An act to amend an act authorizing the publication of county court proceedings... ..     | 169  |
| Read first time.....   | 169  |
| Withdrawn for correction.....  | 325  |
| Read second time and referred.....   | 329  |
| Returned as corrected.....   | 330  |
| Read third time and failed to pass.....  | 640  |
| <br>HOUSE BILL NO. 242—  |      |
| An act to amend section 2590, Hill's code .....  | 169  |
| Read first time.....   | 169  |
| Read second time and referred.....   | 329  |
| Read third time and passed .....   | 481  |

|  |          |
|--|----------|
| HOUSE BILL NO. 243—  | PAGE     |
| An act to amend charter of the city of Independence.....                               | 169      |
| Read first time .....  | 170      |
| Read second time .....   | 170      |
| Read third time and passed .....   | 171      |
| Signed .....   | 1018     |
| HOUSE BILL NO. 244—  |          |
| An act for the relief of Multnomah county.....   | 174      |
| Read first time .....  | 174      |
| Read second time.....  | 175      |
| Amended .....  | 613      |
| HOUSE BILL NO. 245—  |          |
| An act to provide for the incorporation of charitable and benevolent associations..... | 175      |
| Read first time .....  | 175      |
| Read second time and referred .....  | 176      |
| Read third time.....   | 413      |
| Read third time and passed .....   | 514      |
| HOUSE BILL NO. 246—  |          |
| An act to regulate rent rates of telephones.....                                       | 178      |
| Read first time .....  | 178      |
| Read second time and referred .....  | 178      |
| Re-referred .....  | 478      |
| HOUSE BILL NO. 247—  |          |
| Withdrawn .....  | 180      |
| HOUSE BILL NO. 248—  |          |
| An act relating to pilotage on the Columbia river.....                                 | 179      |
| Read first time .....  | 179      |
| Read second time and referred .....  | 329      |
| Amendments reported.....   | 522, 523 |
| Title of bill amended.....   | 693      |
| Read third time and passed .....   | 793      |
| HOUSE BILL NO. 249—  |          |
| Temporarily withdrawn .....  | 179      |
| An act to amend the charter of the city of Ashland .....                               | 190      |
| Read first time .....  | 190      |
| Read second time.....  | 307      |
| Read third time and passed .....   | 308      |
| Signed .....   | 463      |
| HOUSE BILL NO. 250—  |          |
| An act to appropriate money for an Oregon and Idaho interstate bridge.....             | 179      |
| Read first time .....  | 180      |
| Read second time and referred .....  | 329      |
| HOUSE BILL NO. 251—  |          |
| An act to prohibit minors visiting places of evil resort .....                         | 180      |
| Read first time .....  | 180      |
| Amendment proposed .....   | 566      |
| Read third time and passed .....   | 891      |
| Signed .....   | 1045     |
| HOUSE BILL NO. 252—  |          |
| An act to amend section 2465, Hill's code .....  | 180      |
| Read first time .....  | 180      |

|  |      |
|--|------|
| HOUSE BILL NO. 252—CONCLUDED.  | PAGE |
| Read second time and referred .....  | 330  |
| Read third time and passed .....   | 448  |
| HOUSE BILL NO. 253—  |      |
| An act to amend charter of the city of Prineville .....  | 180  |
| Read first time .....  | 180  |
| Read second time and referred .....  | 312  |
| Substitute introduced .....  | 340  |
| HOUSE BILL NO. 254—  |      |
| An act to amend section 17 of charter of Ashland .....   | 180  |
| Read first time .....  | 181  |
| Read second time .....   | 311  |
| Read third time and passed .....   | 312  |
| Signed .....   | 1045 |
| HOUSE BILL NO. 255—  |      |
| An act to establish salmon hatcheries on Columbia river .....  | 181  |
| Read first time .....  | 181  |
| Read second time and referred .....  | 379  |
| HOUSE BILL NO. 256—  |      |
| An act to prevent the introduction and sale of unwholesome foods and medicines .....                   | 181  |
| Read first time .....  | 182  |
| Read second time and referred .....  | 379  |
| HOUSE BILL NO. 257—  |      |
| An act to amend section 1971, Hill's code .....  | 182  |
| Read first time .....  | 182  |
| Read second time and referred .....  | 380  |
| Read third time and passed .....   | 935  |
| HOUSE BILL NO. 258—  |      |
| An act to amend an act for the punishment of entering and harboring of seamen .....                    | 182  |
| Read first time .....  | 182  |
| Read second time and referred .....  | 380  |
| Amended .....  | 637  |
| Read third time and passed (designated as senate bill No. 258 by mistake) .....                        | 889  |
| HOUSE BILL NO. 259—  |      |
| Ordered not printed .....  | 164  |
| An act to provide a charter for the city of Portland and repeal certain other acts .....               | 182  |
| Read first time .....  | 183  |
| Read second time and referred .....  | 303  |
| HOUSE BILL NO. 260—  |      |
| An act to regulate the offices of justice of the peace and constable .....                             | 183  |
| Read first time .....  | 183  |
| Read second time and referred .....  | 380  |
| Read third time and passed .....   | 863  |
| HOUSE BILL NO. 261—  |      |
| An act to regulate and tax the business of sleeping-car companies .....                                | 183  |
| Read first time .....  | 183  |
| Read second time and referred .....  | 380  |
| HOUSE BILL NO. 262—  |      |
| An act to amend an act confirming the location of the state agricultural college at<br>Corvallis ..... | 259  |
| Read first time .....  | 259  |
| Read second time and referred .....  | 380  |

|  |             |
|--|-------------|
| <b>HOUSE BILL NO. 263—</b>   | <b>PAGE</b> |
| An act to amend section 2838, Hill's code .....                                      | 259         |
| Read first time .....  | 260         |
| Read second time and referred .....  | 380         |
| Amendment reported .....   | 634         |
| Read third time and passed .....   | 892         |
| <b>HOUSE BILL NO. 264—</b>   |             |
| An act to amend sections 2780, 2735, 2736, 2737, 2753 to 2757, Hill's code .....     | 260         |
| Read first time .....  | 260         |
| Read second time and referred .....  | 380         |
| <b>HOUSE BILL NO. 265—</b>   |             |
| An act to provide for the drainage of land .....                                     | 214         |
| Read first time .....  | 214         |
| Read second time and referred .....  | 215         |
| <b>HOUSE BILL NO. 266—</b>   |             |
| An act to establish a board of parol commissioners .....                             | 260         |
| Read first time .....  | 260         |
| Read second time and referred .....  | 381         |
| <b>HOUSE BILL NO. 267—</b>   |             |
| An act to amend sections 49 and 59 of Australian ballot law .....                    | 260         |
| Read first time .....  | 261         |
| Read second time and referred .....  | 382         |
| <b>HOUSE BILL NO. 268—</b>   |             |
| An act to amend charter of Falls City .....  | 261         |
| Read first time .....  | 261         |
| Read second time and referred .....  | 262         |
| <b>HOUSE BILL NO. 269—</b>   |             |
| An act to prescribe the salaries of county assessors, etc. ....                      | 262         |
| Read first time .....  | 262         |
| Read second time and referred ..   | 382         |
| <b>HOUSE BILL NO. 270—</b>   |             |
| An act requiring superintendent of insane asylum to report to county courts .....    | 262         |
| Read first time .....  | 262         |
| Indefinitely postponed .....   | 382         |
| <b>HOUSE BILL NO. 271—</b>   |             |
| An act for the improvement of Grand Ronde river .....                                | 262         |
| Read first time .....  | 262         |
| Read second time and referred .....  | 382         |
| Read second time again .....   | 414         |
| Read third time and failed to pass .....   | 895         |
| <b>HOUSE BILL NO. 272—</b>   |             |
| An act to authorize the city of Portland to purchase and lease certain bridges ..... | 177         |
| Read first time .....  | 177         |
| Read second time and referred .....  | 178         |
| <b>HOUSE BILL NO. 273—</b>   |             |
| An act to provide for the working of convicts .....                                  | 262         |
| Read first time .....  | 262         |
| Read second time and referred .....  | 382         |



| HOUSE BILL NO. 274—   | PAGE |
|---|------|
| An act to license and regulate public corporations.....   | 262  |
| Read first time.....  | 263  |
| Read second time and referred.....  | 263  |
| Amended.....  | 557  |
| Read third time.....  | 884  |
| HOUSE BILL NO. 275—   |      |
| An act for the construction and operation of a portage railway at The Dalles.....                                   | 265  |
| Read first time.....  | 265  |
| Read second time and referred.....  | 882  |
| Reported and made special order.....  | 747  |
| Read third time and failed to pass.....   | 820  |
| HOUSE BILL NO. 276—   |      |
| An act to establish a graded school in eastern Oregon.....  | 265  |
| Read first time.....  | 265  |
| Read second time and referred.....  | 383  |
| HOUSE BILL NO. 277—   |      |
| An act to provide for acknowledgments to be taken outside of the state of Oregon.....                               | 265  |
| Read first time.....  | 265  |
| Read second time and referred.....  | 883  |
| Amended.....  | 615  |
| HOUSE BILL NO. 278—   |      |
| An act to provide for the purchase of the Clifford automatic ballot machines for<br>use in the state of Oregon..... | 267  |
| Read first time.....  | 267  |
| Read second time and referred.....  | 267  |
| Amendments reported.....  | 544  |
| Amended.....  | 683  |
| Read third time and failed to pass.....   | 739  |
| HOUSE BILL NO. 279—   |      |
| An act to amend an act for the extirpation of Canada thistles.....  | 267  |
| Read first time.....  | 267  |
| Read second time and referred.....  | 383  |
| Amended.....  | 520  |
| Read third time and passed.....   | 694  |
| HOUSE BILL NO. 280—   |      |
| An act to amend section 4097, Hill's code.....  | 267  |
| Read first time.....  | 267  |
| Read second time and referred.....  | 383  |
| Read third time and passed.....   | 880  |
| HOUSE BILL NO. 281—   |      |
| An act to regulate the acquiring of water rights by appropriation.....  | 267  |
| Read first time.....  | 268  |
| Read second time and referred.....  | 383  |
| HOUSE BILL NO. 282—   |      |
| An act to compel officers to administer pension oaths and affidavits free of charge.....                            | 268  |
| Read first time.....  | 268  |
| Read second time and referred.....  | 383  |
| HOUSE BILL NO. 283—   |      |
| An act to amend an act incorporating the city of Forest Grove.....  | 268  |
| Read first time.....  | 268  |

|   |             |
|---|-------------|
| <b>HOUSE BILL NO. 283 — CONCLUDED.</b>  | <b>PAGE</b> |
| Read second time and referred .....   | 313         |
| Amended .....   | 434         |
| Read third time and passed .....  | 506         |
| Signed .....  | 997         |
| <b>HOUSE BILL NO. 284 —</b>   |             |
| An act to amend section 42, title IV, Oregon school laws .....  | 269         |
| Read first time .....   | 269         |
| Read second time and referred .....   | 383         |
| <b>HOUSE BILL NO. 285 —</b>   |             |
| An act to provide for the division of taxes among counties where stock are herded .....                           | 271         |
| Read first time .....   | 271         |
| Read second time and referred .....   | 383         |
| <b>HOUSE BILL NO. 286 —</b>   |             |
| An act to aid in construction and maintenance of Bohemia wagon road in Douglas county .....                       | 271         |
| Read first time .....   | 271         |
| Read second time and referred .....   | 384         |
| <b>HOUSE BILL NO. 287 —</b>   |             |
| An act for the relief of Wasco county .....   | 271         |
| Read first time .....   | 271         |
| Read second time and referred .....   | 384         |
| <b>HOUSE BILL NO. 288 —</b>   |             |
| An act to amend section 4065, Hill's code .....   | 271         |
| Read first time .....   | 271         |
| Read second time and referred .....   | 392         |
| <b>HOUSE BILL NO. 289 —</b>   |             |
| An act to establish a graded school in central eastern Oregon .....   | 274         |
| Read first time .....   | 274         |
| Read second time and referred .....   | 392         |
| Read third time and passed .....  | 893         |
| <b>HOUSE BILL NO. 290 —</b>   |             |
| An act to incorporate the city of Hubbard .....   | 274         |
| Read first time .....   | 274         |
| Read second time .....  | 306         |
| Read third time and passed .....  | 306         |
| Signed .....  | 439         |
| <b>HOUSE BILL NO. 291 —</b>   |             |
| An act to regulate the creation of new counties .....   | 274         |
| Read first time .....   | 274         |
| Read second time and referred .....   | 413         |
| Amended .....   | 796         |
| Re-referred .....   | 868         |
| Amended, read third time and passed .....   | 878         |
| <b>HOUSE BILL NO. 292 —</b>   |             |
| An act for the relief of Baker county .....   | 275         |
| Read first time .....   | 275         |
| Read second time and referred .....   | 413         |
| <b>HOUSE BILL NO. 293 —</b>   |             |
| An act to provide compensation for deputy county clerks in the counties of Crook, Harney, Grant, and Morrow ..... | 276         |

|   |             |
|---|-------------|
| <b>HOUSE BILL NO. 293 — CONCLUDED.</b>  | <b>PAGE</b> |
| Read first time .....   | 276         |
| Read second time and referred .....   | 414         |
| <b>HOUSE BILL NO. 294 —</b>   |             |
| An act for the protection of grouse, quail, and wild fowl.....                          | 276         |
| Read first time .....   | 276         |
| Read second time and referred .....   | 392         |
| Amended .....   | 446         |
| Read third time and passed .....  | 692         |
| <b>HOUSE BILL NO. 295 —</b>   |             |
| An act to amend section 57, Hill's code.....  | 276         |
| Read first time .....   | 276         |
| Read second time and referred.....  | 392         |
| Read third time and passed .....  | 698         |
| <b>HOUSE BILL NO. 296 —</b>   |             |
| An act to provide for the election of road supervisors.....                             | 276         |
| Read first time .....   | 276         |
| Read second time and referred.....  | 393         |
| <b>HOUSE BILL NO. 297 —</b>   |             |
| An act to amend the fish and game laws of Oregon .....                                  | 276         |
| Read first time .....   | 277         |
| Read second time .....  | 414         |
| Amended and referred.....   | 414         |
| Amendments proposed .....   | 776         |
| Bill and amendments indefinitely postponed .....  | 836         |
| <b>HOUSE BILL NO. 298 —</b>   |             |
| An act for the erection of additional buildings at Oregon soldiers' home.....           | 277         |
| Read first time .....   | 277         |
| Read second time and referred.....  | 398         |
| Amended, read third time and passed.....  | 908         |
| <b>HOUSE BILL NO. 299 —</b>   |             |
| An act to amend section 309, Hill's code .....  | 277         |
| Read first time .....   | 277         |
| Read second time and referred .....   | 398         |
| <b>HOUSE BILL NO. 300 —</b>   |             |
| An act to provide for the hearing of applications for the appointment of receivers..... | 277         |
| Read first time .....   | 278         |
| Read second time and referred.....  | 394         |
| <b>HOUSE BILL NO. 301 —</b>   |             |
| An act to fix the compensation of county assessors.....                                 | 278         |
| Read first time .....   | 278         |
| Read second time and referred.....  | 394         |
| <b>HOUSE BILL NO. 302 —</b>   |             |
| An act to regulate the appointment of receivers.....                                    | 278         |
| Read first time .....   | 278         |
| Read second time and referred.....  | 394         |
| Read third time and passed .....  | 398         |
| <b>HOUSE BILL NO. 303 —</b>   |             |
| An act requiring railroad companies to furnish waiting-rooms .....                      | 278         |
| Read first time.....  | 278         |

|  |             |
|--|-------------|
| <b>HOUSE BILL NO. 303 — CONCLUDED.</b>                                       | <b>PAGE</b> |
| Read second time and referred .....  | 394         |
| Read third time and passed .....   | 901         |
| <b>HOUSE BILL No. 304 —</b>  |             |
| An act to amend sections 4003 and 4007, Hill's code .....                    | 278         |
| Read first time .....  | 278         |
| Read second time and referred .....  | 384         |
| Read third time and failed to pass .....                                     | 584         |
| Reconsidered and laid on the table .....                                     | 688         |
| Taken from table, read third time and passed .....                           | 881         |
| <b>HOUSE BILL NO. 305 —</b>  |             |
| An act to create the office of moral director .....                          | 278         |
| The bill was rejected .....  | 278         |
| Motion reconsidered and bill reinstated on calendar .....                    | 314         |
| Read second time .....   | 415         |
| Amended and referred .....   | 416         |
| <b>HOUSE BILL NO. 306 —</b>  |             |
| An act to amend an act making counties liable for defective roads .....      | 284         |
| Read first time .....  | 285         |
| Read second time and referred .....  | 415         |
| Amended .....  | 762         |
| Read third time and passed .....   | 877         |
| <b>HOUSE BILL NO. 307 —</b>  |             |
| An act for the location of a branch insane asylum in southern Oregon .....   | 285         |
| Read first time .....  | 285         |
| Read second time and referred .....  | 415         |
| <b>HOUSE BILL NO. 308 —</b>  |             |
| An act to define and regulate mining partnerships .....                      | 285         |
| Read first time .....  | 285         |
| Read second time and referred .....  | 415         |
| <b>HOUSE BILL NO. 309 —</b>  |             |
| An act to amend sections 2580, 2582, 2584, 2585, and 2590, Hill's code ..... | 255         |
| Read first time .....  | 255         |
| Read second time and referred .....  | 255         |
| Amended .....  | 526         |
| Amended .....  | 644         |
| Read third time and passed .....   | 645         |
| <b>HOUSE BILL NO. 310 —</b>  |             |
| An act to amend section 2603, Hill's code .....                              | 285         |
| Read first time .....  | 285         |
| Read second time and referred .....  | 463         |
| <b>HOUSE BILL NO. 311 —</b>  |             |
| An act to create the county of Sutton .....                                  | 285         |
| Read first time .....  | 286         |
| Read second time and referred .....  | 409         |
| Read third time and failed to pass .....                                     | 890, 891    |
| <b>HOUSE BILL NO. 312 —</b>  |             |
| An act to provide for the selection of school and indemnity lands .....      | 287         |
| Read first time .....  | 287         |
| Read second time and referred .....  |             |

| HOUSE BILL NO. 313—   | PAGE |
|---|------|
| An act to locate boundary line between Union and Umatilla counties .....        | 287  |
| Read first time.....  | 287  |
| Read second time and referred .....   | 469  |
| HOUSE BILL NO. 314—   |      |
| An act for the relief of purchasers of swamp lands.....                         | 287  |
| Read first time.....  | 287  |
| Read second time and referred.....  | 469  |
| Read third time and passed.....   | 577  |
| HOUSE BILL NO. 315—   |      |
| An act to amend an act for a more convenient mode of making assessments .....   | 288  |
| Read first time.....  | 288  |
| Read second time and referred.....  | 469  |
| HOUSE BILL NO. 316—   |      |
| An act for a better system of collecting and paying taxes.....                  | 288  |
| Read first time .....   | 289  |
| Withdrawn .....   | 300  |
| Read second time and referred .....   | 466  |
| HOUSE BILL NO. 317—   |      |
| An act to amend charter of the city of Oakland.....                             | 301  |
| Read first time .....   | 301  |
| Read second time.....   | 301  |
| Read third time and passed .....  | 302  |
| HOUSE BILL NO. 318—   |      |
| An act to amend section 2790, Hill's code.....                                  | 315  |
| Read first time.....  | 315  |
| Read second time and referred.....  | 469  |
| Amended .....   | 470  |
| Read third time and passed .....  | 470  |
| HOUSE BILL NO. 319—   |      |
| An act to amend an act for the protection of salmon and other food fishes ..... | 316  |
| Read first time.....  | 316  |
| Read second time and referred.....  | 471  |
| HOUSE BILL NO. 320—   |      |
| An act to establish salmon hatcheries on the Columbia river.....                | 316  |
| Read first time.....  | 316  |
| Read second time and referred.....  | 471  |
| HOUSE BILL NO. 321—   |      |
| An act to provide for the employment of convicts.....                           | 321  |
| Read first time.....  | 321  |
| Read second time and referred.....  | 321  |
| Amended .....   | 378  |
| Read third time and passed .....  | 646  |
| Signed .....  | 1018 |
| HOUSE BILL NO. 322—   |      |
| An act to amend section 10 of charter of McMinnville .....                      | 330  |
| Read first time.....  | 331  |
| Read second time and referred .....   | 331  |
| Indefinitely postponed.....   | 463  |



| HOUSE BILL NO. 334 —   | PAGE |
|--|------|
| An act to regulate the printing of legal notices.....  | 342  |
| Read first time.....   | 342  |
| Read second time and referred.....   | 394  |
| HOUSE BILL NO. 335 —   |      |
| An act to amend an act to change the compensation of county clerks and other officers.....         | 378  |
| Read first time.....   | 378  |
| HOUSE BILL NO. 336 —   |      |
| An act to regulate the keeping of county accounts.....   | 378  |
| Read first time.....   | 378  |
| HOUSE BILL NO. 337 —   |      |
| An act for selection and sale of certain school lands.....   | 388  |
| Read first time.....   | 388  |
| Read second time and referred.....   | 401  |
| HOUSE BILL NO. 338 —   |      |
| An act to amend an act to change in part the compensation of county clerks and other officers..... | 388  |
| Read first time.....   | 388  |
| Read second time and referred.....   | 399  |
| Re-referred with instructions to amend.....  | 767  |
| Amended.....   | 773  |
| Amended.....   | 828  |
| Read third time and passed.....  | 830  |
| HOUSE BILL NO. 339 —   |      |
| An act to forbid the display of foreign flags on public buildings.....                             | 389  |
| Read first time.....   | 389  |
| Read second time and referred.....   | 401  |
| HOUSE BILL NO. 340 —   |      |
| An act for the protection of salmon.....   | 399  |
| Read first time.....   | 399  |
| Read second time and referred.....   | 402  |
| HOUSE BILL NO. 341 —   |      |
| An act to regulate sturgeon fishing.....   | 389  |
| Read first time.....   | 389  |
| Read second time and referred.....   | 402  |
| HOUSE BILL NO. 342 —   |      |
| An act to amend section 2328, Hill's code.....   | 389  |
| Read first time.....   | 389  |
| Read second time and referred.....   | 390  |
| Read third time and passed.....  | 690  |
| Recalled from senate for amendment.....  | 726  |
| Read third time and passed.....  | 879  |
| Senate amendments reported.....  | 1028 |
| Signed.....  | 1045 |
| HOUSE BILL NO. 343 —   |      |
| An act to provide for the relocation of the county seat of Columbia county.....                    | 389  |
| Read first time.....   | 389  |
| Read second time and referred.....   | 390  |
| Read third time and passed.....  | 736  |

| HOUSE BILL NO. 344—   | PAGE |
|---|------|
| An act making receipt of bank deposits a felony in certain cases.....             | 403  |
| Read first time.....  | 403  |
| Read second time and referred.....  | 403  |
| Read third time and passed .....  | 906  |
| HOUSE BILL NO. 345—   |      |
| An act to establish and maintain state fish hatcheries.....                       | 403  |
| Read first time .....   | 403  |
| Read second time and referred .....   | 403  |
| Laid on the table .....   | 693  |
| HOUSE BILL NO. 346—   |      |
| An act to provide for the recording of certified copies of deeds and patents..... | 404  |
| Read first time .....   | 404  |
| Read second time and referred .....   | 471  |
| HOUSE BILL NO. 347—   |      |
| An act to change the name of Peter Waldo, a colored person.....                   | 407  |
| Read first time .....   | 407  |
| Read second time.....   | 472  |
| Read third time and passed .....  | 473  |
| HOUSE BILL NO. 348—   |      |
| An act to amend the charter of the city of Ashland.....                           | 407  |
| Read first time .....   | 407  |
| Read second time and referred .....   | 473  |
| Read third time and passed.....   | 489  |
| Signed .....  | 1045 |
| HOUSE BILL NO. 349—   |      |
| An act to create a law in relation to an oil inspector.....                       | 407  |
| Read first time.....  | 407  |
| Read second time and referred.....  | 408  |
| HOUSE BILL NO. 350—   |      |
| An act to amend the charter of the city of Sheridan.....                          | 408  |
| Read first time.....  | 408  |
| Read second time and referred.....  | 408  |
| Substitute bill introduced as an amendment .....                                  | 424  |
| Read third time and passed .....  | 427  |
| Signed .....  | 505  |
| HOUSE BILL NO. 351—   |      |
| An act to incorporate Dalles City.....  | 421  |
| Read first time.....  | 421  |
| Read second time and referred.....  | 422  |
| Read third time and passed .....  | 450  |
| Signed .....  | 582  |
| HOUSE BILL NO. 352—   |      |
| An act to amend sections 1149 and 1153, Hill's code.....                          | 422  |
| Read first time .....   | 422  |
| Read second time and referred .....   | 421  |
| Read third time and passed .....  | 906  |
| HOUSE BILL NO. 353—   |      |
| An act to require humane instruction in public schools.....                       | 422  |
| Read first time .....   | 423  |
| Read second time and referred .....   | 473  |



| HOUSE BILL NO. 354 —  | PAGE |
|---|------|
| An act to change boundry line between Benton, Lane, and Lincoln counties.....                                       | 602  |
| Read first time .....   | 602  |
| Read second time and referred .....   | 602  |
| HOUSE BILL NO. 355 —  |      |
| An act to enable cities to frame charter under certain conditions.....  | 602  |
| Read first time .....   | 602  |
| Read second time and referred .....   | 719  |
| Amended .....   | 704  |
| HOUSE BILL NO. 356 —  |      |
| An act to authorize the state to publish public school textbooks .....  | 602  |
| Read first time .....   | 602  |
| Read second time and referred .....   | 647  |
| Read third time and failed to pass .....  | 385  |
| HOUSE BILL NO. 357 —  |      |
| An act to amend section 2813, Hill's code.....  | 608  |
| Read first time .....   | 608  |
| Withdrawn .....   | 612  |
| Read second time and referred .....   | 719  |
| HOUSE BILL NO. 358 —  |      |
| An act to incorporate the city of Harriaburg.....   | 490  |
| Read first time .....   | 490  |
| Read second time and referred.....  | 490  |
| Read third time and passed .....  | 491  |
| Signed .....  | 683  |
| HOUSE BILL NO. 359 —  |      |
| An act to authorize the charging of tolls on bridges and ferries across the Willa-<br>mette river at Portland ..... | 491  |
| Read first time .....   | 491  |
| Read second time .....  | 491  |
| Read third time and passed .....  | 492  |
| HOUSE BILL NO. 360 —  |      |
| An act to authorize the city of Portland to acquire certain bridges and ferries.....                                | 498  |
| Read first time .....   | 493  |
| Read second time.....   | 494  |
| Read third time and passed .....  | 494  |
| Senate amendments concurred in.....   | 706  |
| Signed .....  | 800  |
| HOUSE BILL NO. 361 —  |      |
| An act to incorporate the city of Dayton.....   | 608  |
| Read first time .....   | 602  |
| Read second time and referred .....   | 608  |
| Read third time and passed .....  | 717  |
| HOUSE BILL NO. 362 —  |      |
| An act to create a fund for a state mining bureau.....  | 564  |
| Read first time .....   | 564  |
| Read second time and referred.....  | 719  |
| Read third time and passed .....  | 935  |
| HOUSE BILL NO. 363 --   |      |
| An act to prevent the running at large of livestock .....   | 586  |
| Read first time.....  | 586  |

HOUSE BILL NO. 314—

An act to amend an act to regulate the salaries of county judges..... 611

Read first time ..... 611



|   |          |
|---|----------|
| HOUSE BILL NO. 374—CONCLUDED.   | PAGE     |
| Read second time and referred.....  | 722      |
| Read third time and passed .....  | 806      |
| HOUSE BILL NO. 375—   |          |
| An act to amend section 4220, Hill's code.....  | 611      |
| Read first time.....  | 611      |
| Read second time and referred.....  | 722      |
| Read third time and passed .....  | 841      |
| Signed .....  | 1028     |
| HOUSE BILL NO. 376—   |          |
| An act to provide for an additional circuit judge in the second judicial district.....              | 639      |
| Read first time.....  | 669      |
| Read second time and referred .....   | 735      |
| HOUSE BILL NO. 377—   |          |
| An act for the relief of the sheriff of Douglas county.....   | 647      |
| Read first time.....  | 647      |
| Read second time and referred .....   | 735      |
| HOUSE BILL NO. 378—   |          |
| An act requiring contractors of public buildings to give bonds for protection of la-<br>borers..... | 647      |
| Read first time.....  | 647      |
| Read second time and referred .....   | 735      |
| HOUSE BILL NO. 379—   |          |
| An act to prescribe the time and manner of paying taxes .....                                       | 718      |
| Read first time.....  | 718      |
| Read second time and referred .....   | 719      |
| HOUSE BILL NO. 380—   |          |
| An act to legalize a defective remission of fines and costs .....                                   | 719      |
| Read first time.....  | 720      |
| Read second time and referred .....   | 720      |
| Read third time and passed .....  | 746      |
| Signed .....  | 1023     |
| HOUSE BILL NO. 381—   |          |
| An act to incorporate the city of Roseburg.....   | 750      |
| Read first time.....  | 751      |
| Read second time.....   | 751      |
| Read third time and passed .....  | 752      |
| Signed .....  | 1045     |
| HOUSE BILL NO. 382—   |          |
| An act to provide for the ordinary expenses of the state government .....                           | 863      |
| House considered in committee of the whole.....   | 902, 908 |
| Read first time.....  | 999      |
| Read second time.....   | 999      |
| Amended .....   | 1000     |
| Read third time and passed .....  | 1002     |
| Senate amendments .....   | 1041     |
| Signed .....  | 1045     |
| HOUSE BILL NO. 383—   |          |
| An act to amend an act to incorporate the city of Portland .....                                    | 879      |
| Read first time.....  | 879      |

|                                    |     |
|------------------------------------|-----|
| Read second time and referred..... | 273 |
| Read third time and passed.....    | 285 |
| Signed .....                       | 285 |

| SENATE BILL NO. 14--   | PAGE |
|--|------|
| An act to exempt county roads from assessment and taxation .....       | 241  |
| Read first time .....  | 334  |
| Read second time and referred .....                                    | 338  |
| Read third time and passed .....                                       | 971  |
| Signed .....   | 997  |
| <br>SENATE BILL NO. 18--   |      |
| An act to protect salmon in Tillamook bay .....                        | 333  |
| Read first time .....  | 928  |
| Read second time and referred .....                                    | 944  |
| <br>SENATE BILL NO. 23--   |      |
| An act to provide for the transfer and satisfaction of mortgages ..... | 321  |
| Read first time .....  | 334  |
| Read second time and referred .....                                    | 339  |
| Read third time and passed .....                                       | 964  |
| Signed .....   | 997  |
| <br>SENATE BILL NO. 24--   |      |
| An act to amend section 303, Hill's annotated code .....               | 280  |
| Read first time .....  | 334  |
| Read second time and referred .....                                    | 318  |
| Amended .....  | 628  |
| Read third time and passed .....                                       | 954  |
| Signed .....   | 988  |
| <br>SENATE BILL NO. 26--   |      |
| An act to amend section 1145, Hill's code .....                        | 930  |
| Read first time .....  | 334  |
| Read second time .....   | 952  |
| <br>SENATE BILL NO. 27--   |      |
| An act to authorize attorneys-at-law to take acknowledgments .....     | 609  |
| Read first time .....  | 928  |
| Read second time .....   | 945  |
| <br>SENATE BILL NO. 28--   |      |
| An act to amend section 3 of the code of criminal procedure .....      | 270  |
| Read first time .....  | 335  |
| Read second time and referred .....                                    | 338  |
| Read third time and passed .....                                       | 957  |
| Signed .....   | 988  |
| <br>SENATE BILL NO. 29--   |      |
| An act to amend section 414, Hill's code .....                         | 340  |
| Read first time .....  | 938  |
| Read second time .....   | 944  |
| <br>SENATE BILL NO. 30--   |      |
| An act to amend section 2828, Hill's code .....                        | 906  |
| Read first time .....  | 928  |
| Read second time .....   | 945  |
| <br>SENATE BILL NO. 31--   |      |
| An act to amend section 150, Hill's code .....                         | 275  |
| Read first time .....  | 335  |
| Read second time and referred .....                                    | 338  |
| Amended .....  | 629  |
| Read third time and passed .....                                       | 973  |
| Signed .....   | 997  |

-----  
Read second time and referred..... 948

| SENATE BILL NO. 60—  | PAGE |
|--|------|
| An act to create the eighth judicial district.....   | 819  |
| Read first time .....  | 834  |
| Read second time and referred .....  | 839  |
| Read third time and passed.....  | 689  |
| Signed .....   | 782  |
| SENATE BILL NO. 61—  |      |
| An act to amend an act for laying out and improving county roads.....  | 384  |
| Read first time .....  | 334  |
| Read second time and referred .....  | 340  |
| Read third time and passed .....   | 966  |
| SENATE BILL NO. 62—  |      |
| An act to regulate the location and relocation of county seats.....  | 697  |
| Read first time .....  | 928  |
| Read second time and referred.....   | 946  |
| SENATE BILL NO. 67—  |      |
| An act to define and punish breaking into railway cars.....  | 707  |
| Read first time .....  | 981  |
| Read second time.....  | 946  |
| SENATE BILL NO. 68—  |      |
| An act to regulate railway traffic between Celilo and The Dalles.....  | 916  |
| Read first time .....  | 933  |
| Read second time and referred.....   | 962  |
| Read third time and passed .....   | 1021 |
| Signed .....   | 1060 |
| SENATE BILL NO. 70—  |      |
| An act for the more efficient organization of the state militia .....  | 792  |
| Read first time .....  | 925  |
| Read second time.....  | 926  |
| Read third time and passed .....   | 926  |
| Signed .....   | 948  |
| SENATE BILL NO. 72—  |      |
| An act to abolish the use of private seals .....   | 811  |
| Read first time.....   | 981  |
| Read second time.....  | 962  |
| SENATE BILL NO. 74—  |      |
| An act to prevent the spread of contagious diseases.....   | 330  |
| Read first time.....   | 334  |
| Read second time and referred.....   | 340  |
| Read third time and passed.....  | 962  |
| SENATE BILL NO. 77—  |      |
| An act to amend section 2960, Hill's code .....  | 389  |
| Read first time.....   | 927  |
| Read second time.....  | 944  |
| SENATE BILL NO. 78—  |      |
| An act to regulate building and loan and savings and loan associations .....                                     | 506  |
| SENATE BILL NO. 79—  |      |
| An act to regulate the incorporation and business of building and loan and savings<br>and loan associations..... | 507  |
| Read first time.....   | 928  |

|   |     |
|---|-----|
| An act for the relief of Iva Templeton..... | 601 |
| Read first time .....                       | 931 |
| Read second time.....                       | 942 |



|  |             |
|--|-------------|
| <b>SENATE BILL NO. 99— CONCLUDED.</b>  | <b>PAGE</b> |
| Read third time and passed .....   | 942         |
| Signed .....   | 948         |
| <b>SENATE BILL NO. 100—</b>  |             |
| An act to amend charter of the town of Cornelius .....                               | 256         |
| Read first time .....  | 306         |
| Read second time .....   | 307         |
| Read third time and passed .....   | 308         |
| Signed .....   | 406         |
| <b>SENATE BILL NO. 103—</b>  |             |
| An act to amend charter of the town of Burns .....                                   | 292         |
| Read first time .....  | 309         |
| Read second time .....   | 309         |
| Read third time and passed .....   | 310         |
| Signed .....   | 386         |
| <b>SENATE BILL NO. 104—</b>  |             |
| An act to incorporate the city of Portland .....                                     | 504         |
| Read first time .....  | 743         |
| Read second time and referred .....  | 745         |
| Amendment proposed .....   | 918         |
| <b>SENATE BILL NO. 105—</b>  |             |
| An act to amend section 2100, Hill's code .....                                      | 608         |
| Read first time .....  | 931         |
| Read second time .....   | 945         |
| <b>SENATE BILL NO. 107—</b>  |             |
| An act to amend Hill's code in relation to the sale of land to minors .....          | 812         |
| Read first time .....  | 981         |
| Read second time .....   | 947         |
| <b>SENATE BILL NO. 112—</b>  |             |
| An act to require superintendents of insane asylums to report to county courts ..... | 278         |
| Read first time .....  | 328         |
| Read second time and referred .....  | 338         |
| Read third time and passed .....   | 958         |
| Signed .....   | 988         |
| <b>SENATE BILL NO. 113—</b>  |             |
| An act to make streets and alleys public highways in unincorporated towns .....      | 324         |
| Read first time .....  | 334         |
| Read second time and referred .....  | 340         |
| Read third time and passed (designated as senate bill No. 13 by mistake) .....       | 967         |
| Signed .....   | 986         |
| <b>SENATE BILL NO. 115—</b>  |             |
| An act to amend charter of the town of Fossil .....                                  | 269         |
| Read first time .....  | 269         |
| Read second time and referred .....  | 270         |
| Read third time and passed .....   | 300         |
| Signed .....   | 386         |
| <b>SENATE BILL NO. 116—</b>  |             |
| An act to amend sections 959 and 960, Hill's code .....                              | 946         |
| Read first time .....  | 952         |
| Read second time .....   | 953         |

| SENATE BILL NO. 126—  | PAGE |
|---|------|
| An act to assist agricultural societies .....   | 884  |
| Read first time.....  | 934  |
| Read second time.....   | 951  |
| Read third time and failed to pass.....   | 1027 |
| <br>SENATE BILL NO. 129—  |      |
| An act to amend section 1180, Hill's code.....  | 936  |
| Read first time .....   | 944  |
| Read second time.....   | 954  |
| <br>SENATE BILL NO. 130—  |      |
| An act to protect laborers and material men in construction of public works.....      | 864  |
| Read first time .....   | 927  |
| Read second time.....   | 951  |
| <br>SENATE BILL NO. 131—  |      |
| An act to provide for the conveyance of property in certain cases.....                | 945  |
| Read first time .....   | 952  |
| Read second time.....   | 953  |
| <br>SENATE BILL NO. 135—  |      |
| An act authorizing certain corporations to appropriate lands.....                     | 460  |
| Read first time .....   | 609  |
| Read second time.....   | 609  |
| Read third time and passed .....  | 610  |
| Signed .....  | 683  |
| <br>SENATE BILL NO. 139—  |      |
| An act to amend section 196, Hill's code.....   | 886  |
| Read first time .....   | 934  |
| Read second time.....   | 951  |
| Read third time and passed .....  | 985  |
| <br>SENATE BILL NO. 150—  |      |
| An act for the relief of Lake county.....   | 923  |
| Read first time .....   | 934  |
| Read second time and referred .....   | 952  |
| <br>SENATE BILL NO. 153—  |      |
| An act relating to justices of the peace and constables under certain conditions..... | 813  |
| Read first time .....   | 931  |
| Read second time.....   | 948  |
| <br>SENATE BILL NO. 154—  |      |
| An act to amend section 3857, Hill's code .....                                       | 821  |
| Read first time .....   | 930  |
| Read second time.....   | 948  |
| Read third time and passed .....  | 975  |
| Signed .....  | 997  |
| <br>SENATE BILL NO. 156—  |      |
| An act to provide for a branch insane asylum in eastern Oregon .....                  | 506  |
| Read first time .....   | 597  |
| Read second time .....  | 597  |
| Read third time and passed .....  | 598  |
| Signed .....  | 683  |

| SENATE BILL NO. 158—  | PAGE |
|---|------|
| An act to fix the compensation of certain county officers in Tillamook county.....                    | 815  |
| Read first time .....   | 923  |
| Read second time.....   | 948  |
| <br>SENATE BILL NO. 160—  |      |
| An act to amend section 350, Hill's code .....  | 867  |
| Read first time .....   | 933  |
| Read second time.....   | 962  |
| <br>SENATE BILL NO. 161—  |      |
| An act to amend an act to change the mode of compensation of county clerks and<br>other officers..... | 827  |
| Read first time .....   | 953  |
| Read second time and referred .....   | 961  |
| Read third time and passed .....  | 1027 |
| Signed .....  | 1060 |
| <br>SENATE BILL NO. 162—  |      |
| An act to create the sixth judicial district .....  | 819  |
| Read first time.....  | 886  |
| Read second time and referred.....  | 899  |
| Read third time and passed .....  | 989  |
| Signed .....  | 782  |
| <br>SENATE BILL NO. 166—  |      |
| An act to amend an act creating the county of Lincoln .....   | 209  |
| Read first time.....  | 883  |
| Read second time and referred.....  | 887  |
| Read third time and passed .....  | 955  |
| Signed .....  | 963  |
| <br>SENATE BILL NO. 169—  |      |
| An act to protect native song birds.....  | 699  |
| Read first time.....  | 931  |
| Read second time.....   | 944  |
| Read third time and passed .....  | 969  |
| Signed .....  | 997  |
| <br>SENATE BILL NO. 170—  |      |
| An act to amend section 2297, Hill's code .....   | 886  |
| Read first time.....  | 927  |
| Read second time.....   | 982  |
| <br>SENATE BILL NO. 172—  |      |
| An act for the erection of new buildings at the Oregon soldiers' home.....                            | 904  |
| Read first time.....  | 964  |
| Read second time.....   | 962  |
| <br>SENATE BILL NO. 173—  |      |
| An act to provide for the employment of convicts.....   | 869  |
| Read first time.....  | 933  |
| Read second time and referred.....  | 951  |
| <br>SENATE BILL NO. 175—  |      |
| An act to amend section 1950, Hill's code .....   | 815  |
| Read first time.....  | 931  |
| Read second time and referred.....  | 948  |

|  | PAGE |
|--|------|
| SENATE BILL NO. 182—   |      |
| An act to amend charter of the town of Florence .....                          | 273  |
| Read first time .....  | 310  |
| Read second time .....   | 310  |
| Read third time and passed .....   | 311  |
| Signed .....   | 386  |
| SENATE BILL NO. 184—   |      |
| An act to amend rection 4065, Hill's code .....                                | 385  |
| Read first time .....  | 383  |
| Read second time .....   | 361  |
| SENATE BILL NO. 185—   |      |
| An act to incorporate the city of Albany .....                                 | 504  |
| Read first time .....  | 740  |
| Read second time .....   | 741  |
| Read third time and passed .....   | 742  |
| Signed .....   | 876  |
| SENATE BILL NO. 186—   |      |
| An act to construct a sewer for state institutions in Salem and vicinity ..... | 772  |
| Read first time .....  | 921  |
| Read second time .....   | 923  |
| Read third time and passed .....   | 922  |
| Signed .....   | 941  |
| SENATE BILL NO. 187—   |      |
| An act to provide for the transportation of convicts and insane .....          | 579  |
| Read first time .....  | 790  |
| Read second time .....   | 790  |
| Read third time and failed to pass .....                                       | 792  |
| SENATE BILL NO. 191—   |      |
| An act to amend section 2456, Hill's code .....                                | 927  |
| Read first time .....  | 934  |
| Read second time .....   | 952  |
| SENATE BILL NO. 192—   |      |
| An act to amend charter of the city of Dallas .....                            | 251  |
| Read first time .....  | 335  |
| Read second time and referred .....  | 338  |
| Amended .....  | 400  |
| Read third time and passed .....   | 969  |
| SENATE BILL NO. 195—   |      |
| An act to amend an act establishing the Oregon soldiers' home .....            | 814  |
| Read first time .....  | 983  |
| Read second time .....   | 948  |
| Read third time and passed .....   | 1026 |
| Signed .....   | 1060 |
| SENATE BILL NO. 196—   |      |
| An act to amend charter of the town of Beaverton .....                         | 885  |
| Read first time .....  | 983  |
| Read second time .....   | 951  |
| SENATE BILL NO. 197—   |      |
| An act to prevent the production and sale of unwholesome foods .....           | 842  |
| Read first time .....  | 983  |

|  |      |
|--|------|
| SENATE BILL NO. 197 — CONCLUDED.   | PAGE |
| Read second time.....  | 960  |
| Read third time and passed .....   | 973  |
| Signed .....   | 997  |
| SENATE BILL NO. 198 —  |      |
| An act to repeal sections 2091 to 2101, inclusive, Hill's code.....                        | 827  |
| Read first time.....   | 933  |
| Read second time.....  | 951  |
| SENATE BILL NO. 200 —  |      |
| An act extending time for registration to S. L. Leneve under medical laws.....             | 941  |
| Read first time.....   | 944  |
| Read second time.....  | 955  |
| SENATE BILL NO. 201 —  |      |
| An act to regulate the practice of medicine and surgery.....                               | 734  |
| Read first time.....   | 981  |
| Read second time and referred .....  | 947  |
| Read third time and passed .....   | 974  |
| Signed .....   | 997  |
| SENATE BILL NO. 206 —  |      |
| An act to amend an act for an additional circuit judge in the third judicial district..... | 601  |
| Read first time.....   | 931  |
| Read second time and referred .....  | 945  |
| Amended .....  | 967  |
| SENATE BILL NO. 207 —  |      |
| An act to regulate the building and management of public buildings.....                    | 637  |
| Read first time.....   | 981  |
| Read second time and referred .....  | 945  |
| SENATE BILL NO. 213 —  |      |
| An act for the protection of fish, game, and wild fowl.....                                | 575  |
| Read first time.....   | 983  |
| Read second time and referred .....  | 951  |
| Read third time and passed .....   | 1034 |
| Signed.....  | 1060 |
| SENATE BILL NO. 215 —  |      |
| An act to amend charter of the town of Coquille City.....                                  | 798  |
| Read first time.....   | 928  |
| Read second time.....  | 947  |
| SENATE BILL NO. 220 —  |      |
| An act to establish boundary line between Multnomah and Wasco counties.....                | 465  |
| Read first time.....   | 928  |
| Read second time.....  | 944  |
| Read third time and passed .....   | 1034 |
| Signed .....   | 1060 |
| SENATE BILL NO. 222 —  |      |
| An act to incorporate the city of Brownsville.....   | 461  |
| Read first time.....   | 463  |
| Read second time.....  | 464  |
| Read third time and passed .....   | 464  |
| Signed.....  | 506  |

| SENATE BILL NO. 223 —  | PAGE |
|--|------|
| An act to amend certain acts regulating the salaries of county judges.....                           | 938  |
| Read first time.....   | 944  |
| Read second time.....  | 954  |
| SENATE BILL NO. 225 —  |      |
| An act to amend an act designating the time and manner of holding elections.....                     | 881  |
| Read first time.....   | 934  |
| Read second time and referred.....   | 951  |
| SENATE BILL NO. 226 —  |      |
| An act to amend sections 49 and 59 of the Australian ballot law .....                                | 882  |
| Read first time.....   | 933  |
| Read second time.....  | 951  |
| Read third time and passed .....   | 1007 |
| Signed .....   | 1023 |
| SENATE BILL NO. 228 —  |      |
| An act to create the office of recorder of conveyances in Polk county .....                          | 831  |
| Read first time.....   | 928  |
| Read second time and referred.....   | 945  |
| SENATE BILL NO. 229 —  |      |
| An act for the organization and government of irrigation districts.....                              | 695  |
| Read first time.....   | 695  |
| Read second time and made special order .....  | 696  |
| Read third time and passed (named as house bill by mistake).....                                     | 733  |
| Signed .....   | 811  |
| SENATE BILL NO. 231 —  |      |
| An act to incorporate the town of Dundee.....  | 556  |
| Read first time.....   | 745  |
| Read second time and referred.....   | 746  |
| Read third time and passed .....   | 754  |
| Signed .....   | 876  |
| SENATE BILL NO. 232 —  |      |
| An act to create a state board of assessors and define their powers .....                            | 339  |
| Read first time.....   | 983  |
| Indefinitely postponed.....  | 950  |
| SENATE BILL NO. 233 —  |      |
| An act to incorporate the city of Oregon City.....   | 585  |
| Read first time.....   | 742  |
| Read second time.....  | 742  |
| Read third time and passed .....   | 743  |
| Signed .....   | 1060 |
| SENATE BILL NO. 236 —  |      |
| An act to submit pending proposed constitutional amendments to vote of the people in June, 1896..... | 607  |
| Read first time .....  | 928  |
| Read second time .....   | 945  |
| SENATE BILL NO. 237 —  |      |
| An act for the relocation of the county seat of Coos county.....                                     | 889  |
| Read first time.....   | 933  |
| Read second time.....  | 952  |
| Read third time and passed .....   | 1027 |
| Signed .....   | 1060 |

|   |             |
|---|-------------|
| <b>SENATE BILL NO. 241—</b>   | <b>PAGE</b> |
| An act to incorporate the city of Athena.....   | 734         |
| Read first time.....  | 931         |
| Read second time.....   | 947         |
| Read third time and passed.....   | 1029        |
| Signed.....   | 1050        |
| <b>SENATE BILL NO. 242—</b>   |             |
| An act authorizing circuit judges to act for county judges in certain cases.....              | 830         |
| Read first time.....  | 930         |
| Read second time.....   | 947         |
| Read second time again.....   | 952         |
| <b>SENATE BILL NO. 243—</b>   |             |
| An act to repeal sections 2371 and 2372, Hill's code.....                                     | 735         |
| Read first time.....  | 930         |
| Read second time.....   | 947         |
| <b>SENATE BILL NO. 244—</b>   |             |
| An act to authorize the county court of Lane county to build and operate free<br>ferries..... | 810         |
| Read first time.....  | 931         |
| Read second time.....   | 932         |
| Read third time and passed.....   | 932         |
| Signed.....   | 941         |
| <b>SENATE BILL NO. 245—</b>   |             |
| An act to amend charter of the town of Ranier.....  | 821         |
| Read first time.....  | 930         |
| Read second time.....   | 948         |
| <b>C</b>  |             |
| <b>CAMERON, HON. THEODORE—</b>  |             |
| Invited to a seat within the bar.....   | 908         |
| <b>CAMPBELL, PROF. P. L.—</b>   |             |
| Invited to a seat within the bar.....   | 385         |
| <b>CERTIFICATES—</b>  |             |
| Of chief clerk.....   | 1061        |
| Of committee on revision and approval.....  | 1061        |
| <b>CONDON, PROF. THOS.—</b>   |             |
| Addressed the house on the need of establishing a state mining bureau.....                    | 456         |
| <b>COMMITTEES—</b>  |             |
| List of standing.....   | 5           |
| Appointment of standing committees.....   | 82          |
| On credentials.....   | 7           |
| To conduct speaker to chair.....  | 10          |
| To wait upon secretary of state and chief justice.....  | 9           |
| To inform senate of the organization of the house.....  | 13          |
| Under senate concurrent resolution No. 1.....   | 15          |
| Under house resolution No. 9.....   | 30          |
| To escort governor-elect to joint convention.....   | 34          |
| To escort retiring governor to joint convention.....  | 34          |
| To escort members of supreme court to joint convention.....                                   | 34          |
| To correct house journal of January 15 and 16, 1895.....                                      | 36          |
| Under senate concurrent resolution No. 11.....  | 38, 42      |

## COMMITTEES — CONCLUDED.

PAGE

|  |      |
|--|------|
| Under senate concurrent resolution No. 8.....                        | 38   |
| To revise and correct daily journal of the house.....                | 130  |
| To look into the matter of committee clerk hire.....                 | 211  |
| On state and county officers.....                                    | 248  |
| To act on telegrams received from Congressmen Ellis and Hermann..... | 259  |
| To report on house bill No. 222.....                                 | 328  |
| Additional members on standing committee on roads and highways.....  | 390  |
| Under house concurrent resolution No. 29.....                        | 586  |
| Of the whole house on senate bill No. 18.....                        | 649  |
| Under house resolution No. 38.....                                   | 1086 |
| Under house joint resolution No. 14.....                             | 1018 |
| Under house joint resolution No. 15.....                             | 1018 |
| Under house resolution No. 36.....                                   | 399  |

## COMMUNICATIONS —

|  |     |
|--|-----|
| From secretary of state, relative to purchase of postage.....  | 31  |
| From secretary of state, transmitting sealed vote for governor.....  | 33  |
| From secretary of state, transmitting house bill No. 180 of the seventeenth biennial session, with the governor's veto attached.....         | 81  |
| From secretary of state, transmitting house bill No. 206 of the seventeenth biennial session, together with the governor's veto.....         | 107 |
| From secretary of state, transmitting house bill No. 180 of the seventeenth biennial session, with the governor's veto thereto.....          | 108 |
| From secretary of state, transmitting house bill No. 175 of the seventeenth biennial session, with the governor's veto thereto.....          | 108 |
| From secretary of state, transmitting house bill No. 110 of the seventeenth biennial session, with the governor's veto thereto.....          | 109 |
| From secretary of state, transmitting house bill No. 103 of the seventeenth biennial session, with the governor's veto thereto.....          | 111 |
| From Dr. L. L. Rowland, inviting the house to visit the Oregon state insane asylum.....  | 148 |
| From secretary of state, transmitting house joint resolution No. 1 of the seventeenth biennial session.....                                  | 192 |
| From secretary of state, transmitting house joint resolution No. 2 of the seventeenth biennial session.....                                  | 192 |
| From secretary of state, transmitting house joint resolution No. 3 of the seventeenth biennial session.....                                  | 193 |
| From secretary of state, transmitting house joint resolution No. 8 of the seventeenth biennial session.....                                  | 194 |
| From secretary of state, transmitting house joint resolution No. 10 of the seventeenth biennial session.....                                 | 195 |
| From Hon. A. W. Gowan, inviting house to inspect first regiment, Oregon national guard.....  | 320 |
| Inviting the house to a musicale at Willamette university.....   | 369 |
| From Hon. Joseph Simon, transmitting a telegram from ex-Senator Corbett, inviting the house to a banquet in Portland.....                    | 418 |
| From the superintendent of the state institute for the blind, inviting the house to witness an exhibition.....                               | 419 |
| From President J. M. Bloss of the state agricultural college, inviting members of the house to visit said institution.....                   | 428 |
| From secretary of state, relative to the water supply of the state house, and transmitting a communication from the Salem Water Company..... | 498 |



D

|  |              |
|--|--------------|
| DENTON, REV. MR.—                        | PAGE         |
| Officiated as chaplain.....              | 496, 993     |
| DILLON, BISHOP—                          |              |
| Officiated as chaplain.....              | 82           |
| DOLPH, HON. JOSEPH N.—                   |              |
| Nominated for United States senator..... | 94           |
| DORR, STATE SENATOR FROM WASHINGTON—     |              |
| Invited to a seat within the bar.....    | 727          |
| DRIVER, REV. I. D.—                      |              |
| Officiated as chaplain.....              | 29, 887, 753 |

E

|   |     |
|---|-----|
| ELLIS, CONGRESSMAN W. R.—                         |     |
| Telegram from, relative to Pacific railroads..... | 259 |

F

|                                       |     |
|---------------------------------------|-----|
| FRANK, HON. GEO. P.—                  |     |
| Invited to a seat within the bar..... | 22  |
| FISHER, REV. I. B.—                   |     |
| Officiated as chaplain.....           | 185 |
| FISHER, REV. L. S.—                   |     |
| Officiated as chaplain.....           | 897 |
| FULLERTON, HON. J. C.—                |     |
| Invited to a seat within the bar..... | 265 |

G

|  |          |
|--|----------|
| GALLOWAY, HON. WILLIAM—                                |          |
| Canvass of the vote cast for him for governor.....     | 33       |
| GANZ, G. G.—   |          |
| Appointed temporary assistant doorkeeper of house..... | 29       |
| GEORGE, HON. M. C.—                                    |          |
| Invited to a seat within the bar.....                  | 230      |
| GRANNIS, REV. G. W.—                                   |          |
| Officiated as chaplain.....                            | 181, 639 |

H

|   |     |
|---|-----|
| HARE, HON. WM. D.—                                |     |
| Nominated for United States senator.....          | 94  |
| HERMANN, CONGRESSMAN BINGER—                      |     |
| Telegram from, relative to Pacific railroads..... | 259 |
| HOVEY, HON. A. G.—                                |     |
| Invited to a seat within the bar.....             | 16  |
| HUGHES, HON. GEO. R.—                             |     |
| Elected reading clerk of the house.....           | 11  |
| HUTCHINSON, REV. MR.—                             |     |
| Officiated as chaplain.....                       | 409 |

I

|                                    |    |
|------------------------------------|----|
| ISENBERG, M. P.—                   |    |
| Appointed upstairs doorkeeper..... | 29 |

## J

|  |      |
|--|------|
| JOINT CONVENTIONS —  | PAGE |
| To canvass the vote for governor .....                     | 32   |
| To elect United States senator. See United States senator. |      |

## K

|   |          |
|---|----------|
| KANTNER, REV. W. C.—                                      |          |
| Officiated as chaplain .....                              | 105, 387 |
| KELLOWAY, REV. W.—  |          |
| Officiated as chaplain .....                              | 246      |
| KENNEDY, HON. JAMES —                                     |          |
| Canvass of the vote cast for him for governor .....       | 33       |
| KINCAID, HON. H. R.—                                      |          |
| Administered oath of office to members .....              | 9        |
| Administered oath of office to speaker of the house ..... | 10       |
| Nominated for United States senator .....                 | 140      |

## L

|   |    |
|---|----|
| LEE, HON. J. D.—                                    |    |
| Invited to a seat within the bar .....              | 29 |
| LORD, HON. WM. P.—                                  |    |
| Canvass of the vote cast for him for governor ..... | 33 |
| Declared duly elected governor of Oregon .....      | 34 |
| Took oath of office as governor of Oregon .....     | 35 |
| Delivered inaugural message .....                   | 35 |
| Inaugural address of. See APPENDIX.                 |    |

## M

|  |      |
|--|------|
| McBRIDE, HON. GEO. W.—   |      |
| Declared elected United States senator for Oregon .....              | 1060 |
| McCLALLEN, H. T.—  |      |
| Elected calendar clerk of the house .....                            | 11   |
| MEMBERS OF THE HOUSE—  |      |
| List of .....  | 4    |
| MESSAGES FROM GOVERNOR PENNOYER—                                     |      |
| Vetoing house bill No. 206 of the seventeenth biennial session ..... | 107  |
| Vetoing house bill No. 180 of the seventeenth biennial session ..... | 108  |
| Vetoing house bill No. 175 of the seventeenth biennial session ..... | 109  |
| Vetoing house bill No. 110 of the seventeenth biennial session ..... | 110  |
| Vetoing house bill No. 103 of the seventeenth biennial session ..... | 111  |
| Biennial to legislature. See APPENDIX.                               |      |
| MESSAGES FROM GOVERNOR LORD—   |      |
| Calling attention to the condition of school and lieu lands .....    | 297  |
| Giving his approval of house bill No. 41 .....                       | 399  |
| Giving his approval of house bill No. 24 .....                       | 413  |
| Giving his approval of house bill No. 16 .....                       | 465  |
| Giving his approval of house bills Nos. 249 and 290 .....            | 472  |
| Giving his approval of house bill No. 131 .....                      | 506  |
| Giving his approval of house bills Nos. 18, 176, and 350 .....       | 515  |
| Giving his approval of house bill No. 351 .....                      | 601  |
| Giving his approval of house bill No. 169 .....                      | 604  |
| Giving his approval of house bill No. 358 .....                      | 692  |

|  |      |
|--|------|
| MESSAGES FROM GOVERNOR LORD — CONCLUDED.                       | PAGE |
| Giving his approval of house bill No. 364.....                 | 735  |
| Giving his approval of house bill No. 64.....                  | 806  |
| Giving his approval of house bill No. 130.....                 | 840  |
| Giving his approval of house bill No. 360.....                 | 907  |
| Giving his approval of house bill No. 288 .....                | 998  |
| MOODY, MR. RALPH E.—   |      |
| Elected chief clerk of the house .....                         | 10   |
| MOODY, EX-GOVERNOR Z. F.—                                      |      |
| Invited to a seat on the rostrum of the joint convention ..... | 35   |
| MOORES, HON. C. B.—  |      |
| Elected speaker of the house.....                              | 9    |
| MOORE, HON. F. A.—   |      |
| Nominated for United States senator .....                      | 94   |
| MYERS, HON. GEO. T.—   |      |
| Elected temporary speaker of the house .....                   | 7    |
| MYERS, HON. G. W.—   |      |
| Invited to a seat within the bar .....                         | 116  |

MEMORIALS—HOUSE JOINT.

|   |     |
|---|-----|
| HOUSE JOINT MEMORIAL NO. 1—   |     |
| Asking congress to open channel of Umpqua river.....  | 16  |
| Adopted.....  | 174 |
| Concurred in by senate.....   | 291 |
| Signed .....  | 329 |
| HOUSE JOINT MEMORIAL NO. 2—   |     |
| Urging building and contral of Nicaraugua canal by the United States government.....                              | 115 |
| Laid over one day .....   | 115 |
| Adopted .....   | 243 |
| Adopted by senate .....   | 287 |
| Signed .....  | 585 |
| HOUSE JOINT MEMORIAL NO. 3—   |     |
| Urging Oregon's representatives in congress to labor for the free coinage of silver at the ratio of 16 to 1 ..... | 151 |
| Referred .....  | 152 |
| HOUSE JOINT MEMORIAL NO. 4—   |     |
| Urging the president of the United States to revoke the Oregon Cascade reserve proclamation .....                 | 152 |
| Referred .....  | 158 |
| HOUSE JOINT MEMORIAL NO. 5—   |     |
| Urging congress to replace duty on wool, lumber, and barley.....  | 203 |
| Adopted .....   | 203 |
| HOUSE JOINT MEMORIAL NO. 6—   |     |
| Memorializing congress to reimburse soldiers who fought in the early Indian wars of Oregon.....                   | 243 |
| Adopted.....  | 244 |
| Adopted by senate.....  | 251 |
| Signed .....  | 443 |

|   |             |
|---|-------------|
| <b>HOUSE JOINT MEMORIAL NO. 7—</b>  | <b>PAGE</b> |
| Urging the opening of a portion of the Cascade forestry reserve to settlement.....                      | 390         |
| Referred .....  | 392         |
| Amended in senate.....  | 829         |
| Senate amendments concurred in.....   | 921         |
| Signed .....  | 1045        |
| <b>HOUSE JOINT MEMORIAL NO. 8—</b>  |             |
| Urging congress to protect geese, ducks, and wild fowl at their breeding grounds in<br>Alaska .....     | 584         |
| Adopted .....   | 585         |
| Signed .....  | 905         |
| <b>HOUSE JOINT MEMORIAL NO. 9—</b>  |             |
| Urging congress to suspend the annual labor required on mining claims for this<br>year.....             | 691         |
| Adopted .....   | 692         |
| <b>HOUSE JOINT MEMORIAL NO. 10—</b>   |             |
| Urging the president of the United States to appoint a guardian for the Cascade<br>forest reserve ..... | 901         |
| Adopted .....   | 901         |
| Signed .....  | 968         |

### MEMORIALS—SENATE JOINT.

|  |     |
|--|-----|
| <b>SENATE JOINT MEMORIAL NO. 1—</b>  |     |
| Urging congress to reimburse the port of Portland for money expended in opening<br>the channel of the Willamette river ..... | 149 |
| Amended and adopted.....   | 150 |
| Senate concurred in house amendments .....   | 176 |
| Signed .....   | 386 |
| <b>SENATE JOINT MEMORIAL NO. 2—</b>  |     |
| Asking congress to grant a pension to Mrs. Margaret C. McKay .....   | 440 |
| Adopted.....   | 441 |
| Signed .....   | 472 |
| <b>SENATE JOINT MEMORIAL NO. 3—</b>  |     |
| Urging congress to pension Oregon Indian war veterans.....   | 266 |
| Referred .....   | 266 |
| <b>SENATE JOINT MEMORIAL NO. 5—</b>  |     |
| To reimburse purchasers of public lands within railroad land grants .....  | 328 |
| Adopted.....   | 328 |
| Signed .....   | 386 |
| <b>SENATE JOINT MEMORIAL NO. 6—</b>  |     |
| Urging our representatives in congress to secure legislation prohibiting Indians<br>from wantonly destroying game.....       | 531 |

### N

|  |     |
|--|-----|
| <b>NEIL, HON. J. R.—</b>               |     |
| Invited to a seat within the bar ..... | 903 |

### O

|                                |    |
|--------------------------------|----|
| <b>OATH OF OFFICE—</b>         |    |
| Administered to members .....  | 9  |
| Administered to speaker.....   | 10 |
| Administered to officers ..... | 11 |

|              |   |
|--------------|---|
| List of..... | 3 |
|--------------|---|

## OLIPHANT, HON. D. D.—

|   |     |
|---|-----|
| Addressed the house on the question of opening the Columbia river for commerce..... | 607 |
|---|-----|

## P

## PARMENTER, C. L.—

|                           |    |
|---------------------------|----|
| Appointed doorkeeper..... | 29 |
|---------------------------|----|

## PECKHAM, J. A.—

|                              |    |
|------------------------------|----|
| Appointed mailing clerk..... | 29 |
|------------------------------|----|

## PENNOYER, GOVERNOR SYLVESTER—

|  |    |
|--|----|
| Delivered biennial message to legislature..... | 35 |
|--|----|

## PETITION—

|   |     |
|---|-----|
| Asking for the reenactment of the mortgage tax law..... | 384 |
|---|-----|

## PIERCE, HON. NATHAN—

|   |    |
|---|----|
| Canvass of the votes cast for him for governor..... | 38 |
|---|----|

## PORTLAND CHAMBER OF COMMERCE—

|   |     |
|---|-----|
| Members of, extended courtesies of the house..... | 309 |
|---|-----|

## PROTEST—

|   |     |
|---|-----|
| Against employment of committee clerks..... | 461 |
|---|-----|

## R

## REPORTS OF COMMITTEES—

|                     |   |
|---------------------|---|
| On credentials..... | 8 |
|---------------------|---|

|   |    |
|---|----|
| Under senate concurrent resolution No. 1..... | 18 |
|---|----|

|  |    |
|--|----|
| On resolutions relative to committee clerks..... | 74 |
|--|----|

|   |     |
|---|-----|
| On resolutions relative to house resolution No. 8 and house joint resolution No. 2..... | 144 |
|---|-----|

|              |     |
|--------------|-----|
| Amended..... | 148 |
|--------------|-----|

|              |     |
|--------------|-----|
| Adopted..... | 149 |
|--------------|-----|

|   |     |
|---|-----|
| Of special committee to investigate clerk hire..... | 294 |
|---|-----|

|              |     |
|--------------|-----|
| Adopted..... | 298 |
|--------------|-----|

|  |     |
|--|-----|
| On resolutions, relative to house resolution No. 35..... | 355 |
|--|-----|

|  |     |
|--|-----|
| To investigate the work of the Oregon world's fair commission..... | 586 |
|--|-----|

|              |     |
|--------------|-----|
| Adopted..... | 588 |
|--------------|-----|

|   |     |
|---|-----|
| Of the whole house on senate bill No. 13..... | 649 |
|---|-----|

|  |     |
|--|-----|
| To examine the books and management of the state penitentiary..... | 722 |
|--|-----|

|              |     |
|--------------|-----|
| Adopted..... | 726 |
|--------------|-----|

|                              |     |
|------------------------------|-----|
| On salaries and mileage..... | 802 |
|------------------------------|-----|

|              |     |
|--------------|-----|
| Adopted..... | 806 |
|--------------|-----|

|   |  |
|---|--|
| Under senate concurrent resolution No. 13, to investigate the management of the |  |
|---|--|

|                          |     |
|--------------------------|-----|
| state insane asylum..... | 849 |
|--------------------------|-----|

|                                   |     |
|-----------------------------------|-----|
| Accepted and ordered printed..... | 853 |
|-----------------------------------|-----|

|   |  |
|---|--|
| Under senate concurrent resolution No. 3, to investigate the building and manage- |  |
|---|--|

|  |     |
|--|-----|
| ment of the Oregon soldiers' home..... | 851 |
|--|-----|

|                                   |     |
|-----------------------------------|-----|
| Accepted and ordered printed..... | 853 |
|-----------------------------------|-----|

|   |  |
|---|--|
| Under house concurrent resolution No. 6, to examine the books and accounts of the |  |
|---|--|

|                      |     |
|----------------------|-----|
| state treasurer..... | 909 |
|----------------------|-----|

|              |     |
|--------------|-----|
| Adopted..... | 911 |
|--------------|-----|

|  |  |
|--|--|
| Under senate concurrent resolution No. 4, to examine the books and accounts of |  |
|--|--|

|                             |     |
|-----------------------------|-----|
| the secretary of state..... | 912 |
|-----------------------------|-----|

|              |     |
|--------------|-----|
| Adopted..... | 915 |
|--------------|-----|

|                        |     |
|------------------------|-----|
| On public library..... | 916 |
|------------------------|-----|

|              |     |
|--------------|-----|
| Adopted..... | 921 |
|--------------|-----|

| REPORTS OF COMMITTEES—CONCLUDED.  | PAGE    |
|---|---------|
| Under house concurrent resolution No. 22, to investigate penal, reformatory, and charitable institutions..... | 976     |
| To visit Monmouth state normal school.....  | 988     |
| Under house concurrent resolution No. 3, to examine books and accounts of the school land board.....          | 1026    |
| Adopted.....  | 1026    |
| Of special committee to visit state university.....   | 1032    |
| Of special committee to visit Weston normal school.....   | 1033    |
| Adopted.....  | 1034    |
| RUGG, REV. M. L.—   |         |
| Officiated as chaplain.....   | 60, 202 |
| RULES OF THE HOUSE—   |         |
| Amended.....  | 61      |

### RESOLUTIONS—HOUSE.

|   |    |
|---|----|
| HOUSE RESOLUTION NO. 1—   |    |
| Adopting the rules of last session as the rules of this session.....  | 12 |
| Adopted.....  | 12 |
| HOUSE RESOLUTION NO. 2—   |    |
| Authorizing ways and means committee to report general appropriation bill to house two weeks before close of session..... | 12 |
| Adopted.....  | 12 |
| HOUSE RESOLUTION NO. 3—   |    |
| Inviting newspaper reporters to seats within the bar.....   | 12 |
| Adopted.....  | 12 |
| HOUSE RESOLUTION NO. 4—   |    |
| Authorizing the speaker to appoint three pages, two doorkeepers, and one mailing clerk.....                               | 12 |
| Adopted.....  | 12 |
| HOUSE RESOLUTION NO. 5—   |    |
| Inviting ex-state officers and others to seats within the bar.....  | 12 |
| Adopted.....  | 12 |
| HOUSE RESOLUTION NO. 6—   |    |
| Authorizing the furnishing of five daily or weekly newspapers to each member...   | 13 |
| Indefinitely postponed.....   | 13 |
| Reconsidered and amended.....   | 24 |
| Adopted.....  | 24 |
| HOUSE RESOLUTION NO. 7—   |    |
| Fixing the number of clerks to be employed on certain committees.....   | 13 |
| Laid on the table.....  | 13 |
| HOUSE RESOLUTION NO. 8—   |    |
| To appoint a committee to investigate the manner of selection of public school textbooks.....                             | 15 |
| Motion to adopt lost.....   | 16 |
| HOUSE RESOLUTION NO. 9—   |    |
| Authorizing the speaker to appoint a special committee of five on resolutions.....  | 18 |
| Adopted.....  | 18 |

| HOUSE RESOLUTION NO. 10—   | PAGE |
|--|------|
| Authorizing the secretary of state to furnish stamps, etc.....   | 18   |
| Adopted.....   | 18   |
| HOUSE RESOLUTION NO. 11—   |      |
| To furnish to members session journals of 1898 and one copy each of Hill's code...                                       | 21   |
| Adopted.....   | 21   |
| HOUSE RESOLUTION NO. 12—   |      |
| To prevent introduction of new bills during five days before adjournment.....  | 21   |
| Referred.....  | 21   |
| HOUSE RESOLUTION NO. 13—   |      |
| Inviting ministers of the gospel to open morning sessions with prayer.....   | 21   |
| Adopted.....   | 21   |
| HOUSE RESOLUTION NO. 14—   |      |
| Authorizing the furnishing of four daily and weekly newspapers to members.....   | 23   |
| Laid on the table.....   | 23   |
| Favorably reported by committee on resolutions and adopted.....  | 46   |
| HOUSE RESOLUTION NO. 15—   |      |
| Appointing committee to receive vote for governor from secretary of state.....   | 29   |
| Adopted.....   | 30   |
| Reconsidered and laid on table.....  | 30   |
| HOUSE RESOLUTION NO. 16—   |      |
| Instructing sergeant-at-arms to drape portrait of ex-Governor Chadwick.....  | 31   |
| Adopted.....   | 31   |
| HOUSE RESOLUTION NO. 17—   |      |
| Authorizing speaker to appoint a page to state printer.....  | 39   |
| Referred.....  | 39   |
| Adopted.....   | 46   |
| HOUSE RESOLUTION NO. 18—   |      |
| Authorizing the secretary of state to have one thousand copies of the governor's message printed for use of members..... | 41   |
| Referred.....  | 41   |
| Amended.....   | 49   |
| Adopted.....   | 50   |
| HOUSE RESOLUTION NO. 19—   |      |
| Authorizing the chief clerk to furnish a printed daily calendar.....   | 60   |
| Adopted.....   | 60   |
| HOUSE RESOLUTION NO. 20—   |      |
| Authorizing the sergeant-at-arms to properly ventilate hall of representatives.....                                      | 71   |
| Adopted.....   | 71   |
| HOUSE RESOLUTION NO. 21—   |      |
| Fixing the length and time of sessions of the house.....   | 77   |
| Adopted.....   | 77   |
| HOUSE RESOLUTION NO. 22—   |      |
| Authorizing speaker to appoint G. G. Gans permanent assistant doorkeeper.....  | 96   |
| Referred.....  | 96   |
| HOUSE RESOLUTION NO. 23—   |      |
| Inviting senate to meet with house in joint session to canvass vote for United States senator.....                       | 114  |
| Referred.....  | 115  |

**HOUSE RESOLUTION NO. 36 —**

**To appoint a committee to ascertain why senate delays house business..... 395**

**Adopted..... 399**

**HOUSE RESOLUTION NO. 37 —**

**Authorizing additional clerks on enrolling and engrossing committees..... 410**

**Adopted..... 410**

---



| HOUSE RESOLUTION NO. 38 —  | PAGE |
|--|------|
| Instructing state printer to eliminate certain matter from the daily printed calendar.   | 433  |
| Lost .....   | 433  |
| HOUSE RESOLUTION NO. 38 (38½).   |      |
| To fix the duration of sessions of the house.....  | 510  |
| Lost .....   | 510  |
| HOUSE RESOLUTION NO. 39 —  |      |
| Inviting Portland chamber of commerce delegation to seats within the bar .....   | 586  |
| Adopted .....  | 586  |
| HOUSE RESOLUTION NO. 40 —  |      |
| Authorizing an additional reading clerk in the house.....  | 640  |
| Referred .....   | 640  |
| HOUSE RESOLUTION NO. 41 —  |      |
| Authorizing the secretary of state to furnish volumes XXI, XXII, XXIII, XXIV,<br>and XXV, Oregon supreme court reports to members..... | 719  |
| Lost also referred .....   | 719  |
| HOUSE RESOLUTION NO. 42 —  |      |
| To fix the duration of the daily sessions of the house.....  | 728  |
| Adopted.....   | 728  |
| HOUSE RESOLUTION NO. 43 —  |      |
| To fix the time for final adjournment of the house .....   | 736  |
| Amended .....  | 730  |
| Lost .....   | 730  |
| HOUSE RESOLUTION NO. 44 —  |      |
| To establish the order of business of the house.....   | 823  |
| Adopted.....   | 824  |
| HOUSE RESOLUTION NO. 45 —  |      |
| To limit debate in the house.....  | 827  |
| Adopted.....   | 827  |
| HOUSE RESOLUTION NO. 46 —  |      |
| Authorizing the payment of expert clerks on the committee on military affairs.....   | 901  |
| Adopted.....   |      |
| HOUSE RESOLUTION No. 47 —  |      |
| Authorizing the payment of committee clerks actually employed by Multnomah<br>delegation .....   | 901  |
| Adopted.....   | 901  |
| HOUSE RESOLUTION NO. 48 —  |      |
| Authorizing the payment of a stenographer and typewriter two dollars per day dur-<br>ing the session.....                              | 902  |
| Adopted.....   | 902  |
| HOUSE RESOLUTION NO. 49 —  |      |
| Authorizing the payment of committee clerks for the time they were actually em-<br>ployed .....  | 935  |
| Adopted.....   | 935  |
| HOUSE RESOLUTION NO. 50 —  |      |
| Requesting return of senate bill No. 233 to house .....  | 961  |
| Adopted.....   | 961  |

**HOUSE JOINT RESOLUTION NO. 6—**

|   |    |
|---|----|
| Urging Oregon delegation in congress to endeavor to secure foreclosure of Northern Pacific railroad mortgages held by the United States ..... | 96 |
| Referred .....  | 96 |

**HOUSE JOINT RESOLUTION NO. 7—**

|   |    |
|---|----|
| To amend section 14 of article II of the state constitution ..... | 97 |
| Referred .....  | 97 |
| Adopted .....   | 98 |

| HOUSE JOINT RESOLUTION NO. 8—   | PAGE |
|---|------|
| To amend section 1 of article XVII of the state constitution .....  | 98   |
| Referred .....  | 98   |
| Failed to be adopted .....  | 940  |
| HOUSE JOINT RESOLUTION NO. 9—   |      |
| Appointing a committee to investigate manner of selecting school and lieu lands<br>and the books of school land board .....                       | 98   |
| Referred .....  | 99   |
| HOUSE JOINT RESOLUTION NO. 10—  |      |
| To appoint committee to investigate charges of bribery in the matter of election<br>of United States senator .....                                | 124  |
| HOUSE JOINT RESOLUTION NO. 11—  |      |
| To amend section 2 of article XI of the state constitution .....  | 241  |
| Adopted .....   | 242  |
| HOUSE JOINT RESOLUTION NO. 12—  |      |
| Granting additional time to clerks of asylum investigating committee .....  | 410  |
| Referred .....  | 410  |
| HOUSE JOINT RESOLUTION NO. 13—  |      |
| Relative to Oregon world's fair commission and authorizing testimonial to Hon.<br>Geo. T. Myers, etc. ....  | 881  |
| Adopted .....   | 882  |
| Signed .....  | 981  |
| HOUSE JOINT RESOLUTION NO. 14—  |      |
| To appoint a committee to investigate fishing industry and report at nineteenth<br>biennial session .....   | 837  |
| Referred .....  | 837  |
| Signed .....  | 926  |
| Appointment of committee under .....  | 1018 |
| HOUSE JOINT RESOLUTION NO. 15—  |      |
| To appoint a joint committee on revision and codification of laws .....   | 898  |
| Adopted .....   | 899  |
| Signed .....  | 1004 |
| Appointment of committee under .....  | 1018 |
| HOUSE JOINT RESOLUTION NO. 16—  |      |
| To authorize the secretary of state to compile and publish certain data concerning<br>Oregon Indian wars .....                                    | 89   |
| Adopted .....   | 899  |
| Signed .....  | 960  |
| HOUSE JOINT RESOLUTION NO. 17—  |      |
| Authorizing the state treasurer to credit Clatsop county with certain sums due to<br>error in assessment .....                                    | 900  |
| Referred .....  | 900  |
| Motion to adopt lost .....  | 915  |
| HOUSE JOINT RESOLUTION NO. 18—  |      |
| Authorizing secretary of state to have printed five thousand additional copies of<br>the biennial report of the state board of horticulture ..... | 900  |
| Adopted .....   | 900  |
| HOUSE JOINT RESOLUTION NO. 19—  |      |
| Authorizing the publication of twenty thousand copies of revised report of Oregon<br>world's fair commission .....                                | 997  |
| Adopted .....   | 998  |

|   |             |
|---|-------------|
| <b>HOUSE JOINT RESOLUTION NO. 1 OF SEVENTEENTH BIENNIAL SESSION—</b>      | <b>PAGE</b> |
| Amending section 31 of article I, state constitution.....                 | 192         |
| Consideration postponed .....   | 240         |
| Adopted ( designated as senate joint resolution No. 1, by mistake ) ..... | 404         |
| <b>HOUSE JOINT RESOLUTION NO. 2 OF SEVENTEENTH BIENNIAL SESSION—</b>      |             |
| Repealing section 35 of article I, state constitution .....               | 193         |
| Adopted.....  | 240         |
| Signed .....  | 532         |
| <b>HOUSE JOINT RESOLUTION NO. 3 OF SEVENTEENTH BIENNIAL SESSION—</b>      |             |
| Amending section 2 of article XI, state constitution.....                 | 194         |
| Lost .....  | 241         |
| <b>HOUSE JOINT RESOLUTION NO. 8 OF SEVENTEENTH BIENNIAL SESSION—</b>      |             |
| Amending section 17 of article II, state constitution.....                | 195         |
| Motion to adopt lost .....  | 405         |
| <b>HOUSE JOINT RESOLUTION NO. 10 OF SEVENTEENTH BIENNIAL SESSION—</b>     |             |
| Adding article XIX to the state constitution.....                         | 196         |
| Adopted.....  | 405         |
| Signed .....  | 536         |

### RESOLUTION—SENATE JOINT.

|   |     |
|---|-----|
| <b>SENATE JOINT RESOLUTION NO. 2—</b>   |     |
| Authorizing secretary of state to purchase ninety copies of Hill's code for members | 39  |
| Adopted.....  | 39  |
| Signed .....  | 386 |
| <b>SENATE JOINT RESOLUTION NO. 4—</b>   |     |
| Appointing a committee to receive bids for grounds for an executive mansion.....    | 210 |
| House refused to concur.....  | 220 |
| <b>SENATE JOINT RESOLUTION NO. 7—</b>   |     |
| To amend state constitution by extending elective franchise to women.....           | 406 |
| Adopted.....  | 407 |
| Signed .....  | 413 |
| <b>SENATE JOINT RESOLUTION NO. 4 OF SEVENTEENTH BIENNIAL SESSION—</b>               |     |
| Amending section 10 of article XI, state constitution.....                          | 197 |
| Adopted by senate.....  | 197 |
| Adopted again by senate.....  | 263 |
| Adopted by house.....   | 336 |
| <b>SENATE JOINT RESOLUTION NO. 13 OF SEVENTEENTH BIENNIAL SESSION—</b>              |     |
| Amending section 10 of article VII, state constitution.....                         | 198 |
| Adopted by senate.....  | 198 |
| Adopted again by senate.....  | 265 |
| Adopted by house.....   | 405 |
| Signed .....  | 414 |

### RESOLUTIONS—HOUSE CONCURRENT.

|  |    |
|--|----|
| <b>HOUSE CONCURRENT RESOLUTION NO. 1—</b>                                    |    |
| Appointing joint committee to fix compensation of officers.....              | 13 |
| Laid on the table.....   | 13 |
| <b>HOUSE CONCURRENT RESOLUTION NO. 2—</b>                                    |    |
| Appointing a joint interstate committee to investigate fishing industry..... | 15 |
| Referred .....   | 15 |

| HOUSE CONCURRENT RESOLUTION NO. 3—   | PAGE |
|--|------|
| Appointing a committee to examine the books and accounts of school land board.....                 | 15   |
| Adopted.....   | 15   |
| Concurred in by the senate.....  | 88   |
| Appointment of committee under.....  | 91   |
| Senate appointments.....   | 166  |
| House appointments.....  | 173  |
| Signed.....  | 514  |
| <br>HOUSE CONCURRENT RESOLUTION NO. 4—   |      |
| Appointing committee to visit public works in the state.....                                       | 16   |
| Motion to adopt lost.....  | 16   |
| <br>HOUSE CONCURRENT RESOLUTION NO. 5—   |      |
| Appointing committee to investigate the books and accounts of state treasurer.....                 | 17   |
| Amended and adopted.....   | 81   |
| Concurred in by senate.....  | 112  |
| Senate appointments.....   | 166  |
| House appointments.....  | 173  |
| <br>HOUSE CONCURRENT RESOLUTION NO. 6—   |      |
| Appointing committee to investigate the books and accounts of state penitentiary.....              | 18   |
| Laid on the table.....   | 18   |
| Amended.....   | 80   |
| Adopted.....   | 81   |
| Concurred in by senate.....  | 112  |
| Senate appointments.....   | 166  |
| House appointments.....  | 173  |
| <br>HOUSE CONCURRENT RESOLUTION NO. 7—   |      |
| Appointing committee to investigate the books and accounts of secretary of state.....              | 21   |
| Referred.....  | 21   |
| <br>HOUSE CONCURRENT RESOLUTION NO. 8—   |      |
| To appoint a committee to investigate the management of the state insane asylum.....               | 21   |
| Referred.....  | 22   |
| <br>HOUSE CONCURRENT RESOLUTION NO. 9—   |      |
| Appointing committee to visit the state university and state normal schools.....                   | 22   |
| Referred.....  | 22   |
| Amended.....   | 77   |
| Adopted.....   | 78   |
| Amended again.....   | 79   |
| Adopted again.....   | 80   |
| Concurred in by senate.....  | 112  |
| Senate appointments.....   | 166  |
| House appointments.....  | 173  |
| <br>HOUSE CONCURRENT RESOLUTION NO. 10—  |      |
| Appointing committee to examine books and accounts of state military board.....                    | 23   |
| Referred.....  | 22   |
| Amended and adopted.....   | 79   |
| <br>HOUSE CONCURRENT RESOLUTION NO. 11—  |      |
| Appointing committee to frame memorial to congress on the subject of foreign im-<br>migration..... | 23   |
| Adopted.....   | 23   |
| Concurred in by senate.....  | 62   |

|  |     |
|--|-----|
| Signed .....   | 514 |
| HOUSE CONCURRENT RESOLUTION NO. 21 —   |     |
| Appointing a committee to investigate condition of Oregon school lands ... ..        | 151 |
| Referred .....   | 151 |
| HOUSE CONCURRENT RESOLUTION NO. 22 —   |     |
| Appointing a committee to visit penal, charitable, and reformatory institutions..... | 152 |
| Referred .....   | 152 |

| HOUSE CONCURRENT RESOLUTION NO. 23 —  | PAGE |
|---|------|
| Authorizing state university and state agricultural college to charge tuition fees...                                     | 162  |
| Amended .....   | 644  |
| Indefinitely postponed .....  | 788  |
| HOUSE CONCURRENT RESOLUTION NO. 24 —  |      |
| To limit appropriation of public money to common public schools .....   | 162  |
| Referred .....  | 162  |
| Indefinitely postponed .....  | 788  |
| HOUSE CONCURRENT RESOLUTION NO. 25 —  |      |
| Appointing a committee to investigate the acts and doings of Oregon world's fair commission .....                         | 190  |
| Adopted .....   | 190  |
| Concurred in by senate .....  | 219  |
| Appointments under, senate and house .....  | 219  |
| Signed .....  | 514  |
| HOUSE CONCURRENT RESOLUTION NO. 26 —  |      |
| Appointing a committee to investigate the feasibility of moving the state mute school into the country .....              | 204  |
| Adopted .....   | 204  |
| HOUSE CONCURRENT RESOLUTION NO. 27 —  |      |
| Instructing Oregon representatives in congress to vote against funding Pacific railroad indebtedness .....                | 282  |
| Adopted .....   | 288  |
| HOUSE CONCURRENT RESOLUTION NO. 28 —  |      |
| To limit expenses of special investigating committees .....   | 288  |
| Referred .....  | 288  |
| HOUSE CONCURRENT RESOLUTION NO. 29 —  |      |
| Appointing committee to investigate books and accounts of state food and dairy commissioner .....                         | 489  |
| Referred .....  | 489  |
| Signed .....  | 585  |
| Senate appointments .....   | 609  |
| HOUSE CONCURRENT RESOLUTION NO. 30 —  |      |
| Authorizing additional clerical aid for joint committee on printing .....   | 899  |
| Adopted .....   | 900  |
| Concurred in by the senate .....  | 921  |
| Signed .....  | 981  |
| HOUSE CONCURRENT RESOLUTION NO. 31 —  |      |
| Authorizing the secretary of state to order an oil painting of Governor Lord to hang in the hall of representatives ..... | 907  |
| Adopted .....   | 907  |
| Signed .....  | 960  |
| HOUSE CONCURRENT RESOLUTION NO. 32 —  |      |
| Suspending joint rule No. 11 in so far as it relates to the consideration of the general appropriation bill .....         | 939  |
| Adopted .....   | 939  |
| Signed .....  | 960  |

|  |     |
|--|-----|
| Adopted.....                                       | 18  |
| SENATE CONCURRENT RESOLUTION NO. 8—                |     |
| Adopting joint rules of the house and senate ..... | 19  |
| Ordered printed and made a special order.....      | 21  |
| Amended .....                                      | 105 |
| Adopted.....                                       | 107 |
| Senate concurred in house amendments .....         | 106 |



|  | PAGE |
|--|------|
| SENATE CONCURRENT RESOLUTION NO. 9—  |      |
| Constituting house and senate standing committees on printing a joint investigating committee .....  | 28   |
| Amended and referred .....   | 28   |
| Senate concurred in house amendments .....   | 88   |
| Signed .....   | 386  |
| SENATE CONCURRENT RESOLUTION NO. 10—   |      |
| Appointing committee to investigate books and accounts of state military board....   | 29   |
| Amended and referred .....   | 29   |
| SENATE CONCURRENT RESOLUTION NO. 11—   |      |
| Appointing a special committee on the fishing industry to confer with a like committee from the Washington legislature .....                   | 37   |
| Concurred in .....   | 37   |
| Signed .....   | 386  |
| SENATE CONCURRENT RESOLUTION NO. 12—   |      |
| For adjournment out of respect for the death of ex-Governor Chadwick .....   | 32   |
| Adopted .....  | 32   |
| Signed .....   | 386  |
| SENATE CONCURRENT RESOLUTION NO. 13—   |      |
| Appointing a committee to investigate the books and management of the state insane asylum .....  | 91   |
| Senate appointments .....  | 166  |
| House appointments .....   | 174  |
| Signed .....   | 386  |
| SENATE CONCURRENT RESOLUTION NO. 14—   |      |
| Constituting senate and house military committees a joint investigating committee to investigate books of military board .....                 | 113  |
| Referred .....   | 113  |
| Amended .....  | 173  |
| Adopted .....  | 173  |
| Senate concurred in house amendments .....   | 176  |
| SENATE CONCURRENT RESOLUTION NO. 18—   |      |
| To fix the time for final adjournment of this legislative assembly .....   | 339  |
| Resolution and amendments laid on table .....  | 340  |
| Amended and adopted .....  | 902  |
| Senate concurred in house amendments .....   | 916  |
| Signed .....   | 389  |
| SENATE CONCURRENT RESOLUTION NO. 19—   |      |
| Authorizing secretary of state to furnish to state printer true copies of laws, memorials, resolutions, etc., passed by this legislature ..... | 338  |
| Adopted .....  | 901  |
| Signed .....   | 389  |
| SENATE CONCURRENT RESOLUTION NO. 20—   |      |
| Directing secretary of state to furnish Portland and Pendleton libraries certain printed documents .....                                       | 340  |
| Concurred in .....   | 341  |
| 8  |      |
| SHAW, STATE SENATOR FROM WASHINGTON—   |      |
| Invited to a seat within the bar .....   | 727  |

|                                  |      |
|----------------------------------|------|
| Twenty-sixth joint ballot.....   | 907  |
| Twenty-seventh joint ballot..... | 908  |
| Twenty-eighth joint ballot.....  | 958  |
| Twenty-ninth joint ballot.....   | 1010 |

---



